



TOWN OF NORTON

BOARD OF SELECTMEN

MUNICIPAL CENTER,

70 EAST MAIN STREET, NORTON, MA 02766

Telephone: (508) 285-0210 Fax: (508) 285-0297

BOARD OF SELECTMEN MINUTES OF MEETING MARCH 10, 2016

I. CALL TO ORDER BY CHAIRMAN

The March 10, 2016, Meeting of the Board of Selectmen was called to Order by Mr. Bradford Bramwell, at 7:00 P.M., held in the First Floor Conference Room.

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

- B. Pledge of Allegiance

II. WARRANTS AND MINUTES

- A. Approve bills Warrant #55, dated March 10, 2016, in the amount of \$346,400.33

MOTION was made by Mrs. Steele to Approve bills Warrant #55, dated March 10, 2016, in the amount of \$346,400.33. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.

- B. Approve Minutes – January 14, 2016
February 25, 2016

MOTION was made by Mr. Kimball to Approve Board of Selectmen Minutes of Meeting, dated January 14, 2016, as written. Second by Mrs. Steele. Vote: Unanimous. MOTION CARRIES.

MOTION was made by Mr. Kimball to Approve Board of Selectmen Minutes of Meeting, dated February 25, 2016, as written. Second by Mrs. Steele. Vote: Unanimous. MOTION CARRIES.

III. LICENSES AND PERMITS

IV. ANNOUNCEMENTS

Notice from Beth Rossi, COA Director, regarding residents 60 years old or older may be able to receive a free monthly bag of groceries. Contact Beth at 285-0235 for more information.

Mr. Kimball asked residents to share this info with neighbors/friends.

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Elisabeth Amen Nursery School now has full day and full year programs for 2016-2017. Visit an open house during March or call the school for more information at 508-285-8220.

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The 14th Annual "It Takes A Community" Kathy Bailey Memorial Basketball Game" will be held on March 11 at 7 P.M. at the Norton High School. Tickets are \$8.00 each and will not be sold at the door. Mrs. Steele said people can call her for more info or to make a donation, etc.

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A St. Patrick's Day Lunch will be held on March 17 at 12 noon. Tickets may be purchased from the Fire Station from Judy, Administrative Assistant.

V. BUSINESS

A. NEW BUSINESS

1. 7:05 P.M. – Priscilla Matton M.S., Superintendent, Bristol County
Mosquito Control Project – Re: Update of services provided

Ms. Matton said their office is now located in Attleboro; they are no longer in Taunton. From 12-3:00 P.M. on March 24, they will be holding an open house. They are also taking lavacide requests and referenced their year round water management work. They generally spray for mosquitoes between 2:00 A.M. and sunrise, when mosquitoes become active above 55 degrees. They are also treating catch basins also. Ms. Matton noted they have not found Triple E in Bristol County since the 1990's. They are also open to attend any meeting in town (i.e., council on aging, school committee, etc.). They do not have that

mosquito type in Norton to transmit zeca (a new disease). Ms. Matton noted their website is currently under construction.

Mr. Yunits asked Ms. Matton to advise the Town when the website is updated, so they can add a link to it from the Town website.

2. Catherine VanDyne, Treasurer/Collector Re: Interim Borrowing – “Vote to approve the issuance and details of notes and bonds to be issued to the Massachusetts Clean Water Trust (CW-14-33) and sign related closing documents”

MOTION was made by Mr. Kimball to Vote to approve the issuance and details of notes and bonds to be issued to the Massachusetts Clean Water Trust (CW-14-33) and sign related closing documents”. Second by Mrs. Steele. Vote: Unanimous. MOTION CARRIES.

MOTION was made by Mr. Kimball:

I, the Clerk of the Board of Selectmen of the Town of Norton, Massachusetts, certify that at a meeting of the Board held March 10, 2016, of which meeting all members of the Board were duly notified and at which a quorum was present, the following vote was passed, all of which appears upon the official record of the Board in my custody:

VOTED:(1) That the Town shall issue a bond or bonds in an aggregate principal amount not to exceed \$3,000,000 (the “Bonds”) pursuant to Chapter 29C and 44 of the General Laws and votes of the Town passed May 12, 2014 (Article 5), which authorized a total borrowing of \$2,700,000, and October 19, 2015 (Article 16), which authorized a total borrowing of \$300,000, for the construction of sewers and other water pollution control facilities identified in such votes (the “Project”);

(2) that in anticipation of the issuance of the Bonds the Treasurer is authorized to issue an interim loan note or notes (the “Notes”) from time to time in an aggregate principal amount not to exceed \$3,000,000;

(3) that each Bond or Note shall be issued as a single registered security, and sold to the Massachusetts Clean Water Trust (the “Trust”) at a price determined pursuant to the Financing Agreement;

(4) that the Treasurer is authorized to determine the date, the form, the maximum interest rate and the principal maturities of each Bond and Note, and to

execute a Financing Agreement (or Agreements) with the Trust with respect to the sale of the Bonds and Notes, such date, form and maturities and the specific interest rate or rates of the Bonds and Notes to be approved by a majority of the Board of Selectmen and the Treasurer and evidenced by their execution of the Bonds or Notes;

(5) that all action taken to date by the Town and its officers and agents to carry out the Project and its financing, including the execution of any loan commitment or agreement by the Treasurer, are hereby ratified, approved and confirmed; and

(6) that the Treasurer and the other appropriate Town officials are each hereby authorized to take any and all actions necessary or convenient to carry out the provisions of this vote, including execution and delivery of the Financing Agreement(s) and the Project Regulatory Agreement(s) relating to the Project.

I further certify that the vote was adopted at a meeting open to the public, that no vote was taken by secret ballot, that notice stating the place, date, time and agenda of the meeting (which agenda included the adoption of the above vote) was filed with the Town Clerk and a copy thereof posted in a manner conspicuously visible to the public at all hours in or on the municipal building that the office of the Town Clerk is located or, if applicable in accordance with an alternative method of notice prescribed or approved by the Attorney General as set forth in 940 CMR 29.03(2)(b), at least 48 hours, not including Saturdays, Sundays and legal holidays, prior to the time of the meeting and remained so posted at the time of the meeting, that no deliberations or decisions in connection with the sale of the Bonds or Notes were taken in executive session, and that the official record of the meeting was made available to the public promptly and remains available to the public, all in accordance with G.L. c.30A, Subsection 18-25, as amended. I further certify that the vote has not been amended, supplemented or revoked and remains in effect on this date.

Second by Mrs. Steele. Vote: Unanimous. MOTION CARRIES.

3. Notice of Intent to Sell Land on Newland and Newcomb Streets, Norton, MA 02766, Town of Norton Assessors' Map/Plat 5, Lot 3

Mr. Yunits said this is located in the opposite corner of the road. A purchase and sale agreement is in place for the property. There is no need or interest from any Town department regarding this property.

Mr. Bramwell said the Town is in no position to have interest in this property at this time.

Mr. Yunits said he had not received the info from Assessors what the Town would receive yet, but she was working on that.

MOTION was made by Mr. Kimball to not exercise the right of the Town regarding the Notice of Intent to Sell Land on Newland and Newcomb Streets, Norton, MA 02766, Town of Norton Assessors' Map/Plat 5, Lot 3. Second by Mrs. Steele. Vote: Unanimous. MOTION CARRIES.

4. Discussion and Vote to accept M.G.L., c.32B, Sections 21-23

Mr. Bramwell recognized many members of the Norton Fire Department who were in the audience this evening in reference to this agenda item. He said the Town had spoken to several members of several different unions and understands the concern and why they may want to avoid this. Mr. Bramwell said he spoke to members of the Board of Selectmen and they are willing to take a "wait and see" on this. They will postpone a vote on this at least until next week. If they need more time to write up a proposal to Mr. Yunits, he said they should do so. He stated they would have a thirty (30) day period and the State has a sixty (60) day period to review their vote/process. If this is changed, the Board of Selectmen needs to have change done by then; they have until April 2016. The Board of Selectmen was not aware of the size of the increase of the insurance premiums until February 24, which was the date of the notice/sent to the Town. It appears the Town is locked into the Southeastern Massachusetts Insurance Group and with the Fire Department's help, hopefully they can help avoid the insurance policies. Mr. Bramwell indicated anyone from the Fire Department is welcome to speak this evening.

Firefighter Andy Gomes from Norton Fire Department said they have the support of 75% of the unions from the community. The problem is the insurance level is increasing, and they are willing to work together and efficiently as they understand there is a timeline as well.

Mr. Kimball said this is the first time the union stepped forward to talk about this and wanted to thank them for taking the initiative and the time to come forward, where this is an issue and they want to fix it. Unfortunately, the Town does have a shortage this year.

Mr. Bramwell noted this happened so quickly and until this evening, he had not had the opportunity to look at plans and compare them side by side. He can understand why they want to try to work out the issues.

Firefighter Gomes said they are aware there was a meeting this evening and next week regarding insurance. This is a problem and needs to be addressed.

Mr. Bramwell thanked the Fire Department again for their attendance this evening.

Mr. Salvo said this is across the country; not just in this community. Hopefully there is some type of alternative. Possibly after the election in November, they can come back and look at it again.

B. OLD BUSINESS

1. Review and/or vote on May 9, 2016 Spring Annual Town Meeting Articles

Mr. Yunits said he had not received a response as yet from Town Counsel regarding one of the Articles pertaining to the override.

Mr. Kimball said they can leave on Warrant, but danger is that someone could move Article on the Warrant. He said if he was against an override, he could very well vote not to allow an override or it could be the opposite. If calling for a Special and a ballot vote, then take off the Annual Town Meeting Warrant, and because the School Dept. has requested the override Article be brought forth, then put on a Special Town Meeting and a Special Vote. Town moderator, Bill Gouveia, had said sometimes it is cleaner done in a certain way. The cleanest way to do it was to not put it on the May 9 Warrant; call for a Special Election first, and then call for a Special Town Meeting.

Mr. Yunits said on Monday night when there were discussions on logistics, if Article is still on, someone could move it, so the Town would have to spend money to plan for an enormous Town Meeting twice.

Mr. Yunits said he will speak with Town Clerk as they were trying to discuss dates about Memorial Day holiday and he will sit down to clarify those dates.

Superintendent of Schools, Dr. Baeta, had a technical question, where the maker of the Article is the School Committee, does the School Committee need to be the maker of the Article for the Special to move or not? The School Committee is meeting on Monday, and they could vote a request or recommendation from School Committee to show they are still asking for it.

Mr. Kimball said the School Committee is an elected board, and based upon Board of Selectmen comments, the Board of Selectmen is awaiting a support statement to withdraw it. Step two would be to put it on for a special election/ballot

Dr. Baeta said the School Committee will take a vote on Monday evening and get it to the Board of Selectmen Tuesday morning.

Mrs. Steele noted this was complicated and asked if the Board needed to decide on this tonight?

Mr. Bramwell responded they do not have the dates yet. It would be either the election first or town meeting first, so no need to decide this evening because there are no dates determined as yet. It would be an election then town meeting or town meeting and then election.

Mr. Yunits referenced the timeline. School Committee will meet Monday evening; and then can possibly schedule a special and then an election, but the easiest way is to have an election first then a town meeting, so there is less of a large crowd.

C. TOWN MANAGER'S REPORT

. 274 East Main Street road work

Mr. Yunits said businesses were spoken to in the marketplace regarding a minor detour in front of Dunkin Donuts. There will be a disconnection of water main to new water main and work to last four to six hours, and then water to be turned back on; traffic will be allowed in both directions.

Mr. Kimball said his concern is will people in area be aware there is no water?

Mr. Yunits said there will be no impact on residents only on marketplace, and emails were sent out to everyone.

Mr. Kimball said they should have the Fire Dept. coordination in case there is an issue.

Mr. Yunits said he is sure they are working on that.

. Waterbodies cleanup

Mr. Yunits stated an update on notice of intents are being filed with Conservation regarding the four water bodies. They went through National Heritage and need five residents on the reservoir to sign a notice of intent. He does have a template for a RFQ.

D. APPOINTMENTS/RESIGNATIONS

1. Appointments of three (3) Police Matrons in the Norton Police Department

Mr. Kimball read correspondence from Police Chief Clark respectfully requesting the appointment, for a two (2) year period ending March 7, 2018, of the following three individuals:

Andrea Falciano

Stephanie Langton

Susan Hupf

MOTION was made by Mrs. Steele to approve the appointment of Andrea Falciano as a Police Matron in the Norton Police Department with an effective date of March 11, 2016, for a two (2) year period ending March 7, 2018. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.

MOTION was made by Mrs. Steele to approve the appointment of Stephanie Langton as a Police Matron in the Norton Police Department with an effective date of March 11, 2016, for a two (2) year period ending March 7, 2018. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.

MOTION was made by Mrs. Steele to approve the appointment of Susan Hupf as a Police Matron in the Norton Police Department with an effective date of March 11, 2016, for a two (2) year period ending March 7, 2018. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.

VI. SELECTMEN'S REPORT AND MAIL

Mr. Kimball said he was on the Capital Improvements Committee and referenced a type of metal building behind COA, so they can remove vehicles behind COA building. Parking lot around building is in tough shape and Mr. Silver, Highway Superintendent, will plan to make repairs. If School Dept. can find another location to store their equipment, that would be beneficial. Intent is not to have COA stay there forever, they just want to add parking spaces, etc. This is being worked on and asked Town Manager to arrive at a price as to how much it will cost.

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Mr. Bramwell said for some time the Board has talked about taking the Yelle School for the Town Hall, and referenced the override question and the Town Building Committee, and asked Dr. Baeta to put him on a School Committee agenda to ask if they would be willing to have the Town take a section of the Yelle School for a town hall. They would have to see if it would be cost effective and have an idea if it is feasible or not.

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Mr. Salvo said the Plain Street bridge will be closing next month and asked if they can contact contractor? He would like a notice to be sent to residents that road will be closed on certain dates and would like to see some signs erected. It is possible this is already the intention of the contractor, etc.

Mr. Yunits responded he is meeting with them at 9 a.m. tomorrow, so he will discuss it. It is also advertised on the outdoor Town Hall sign.

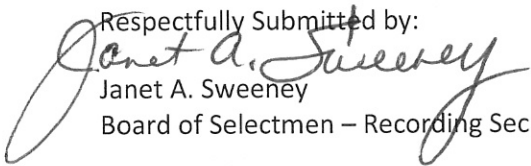
VII. NEXT MEETING'S AGENDA

VIII. EXECUTIVE SESSION

IX. ADJOURNMENT

**MOTION was made by Mr. Kimball to Adjourn at 7:55 P.M. Second by Mrs. Steele. Vote: Unanimous.
MOTION CARRIES.**

Respectfully Submitted by:


Janet A. Sweeney
Board of Selectmen – Recording Secretary

Documents Presented at March 10, 2016, Board of Selectmen Meeting

- . Draft Board of Selectmen Minutes of Meeting dated January 14, 2015 and February 25, 2015.
- . Letter dated March 4, 2016, addressed to Town of Norton Board of Selectmen, c/o Michael Yunits, Town Manager, from Coogan Smith, LLP, Steven K. Withers, Jr., re: Notice of Intent to Sell Land on Newland and Newcomb Streets, Norton, MA 02766-Town of Norton Assessor's Map/Plat 5, Lot 3

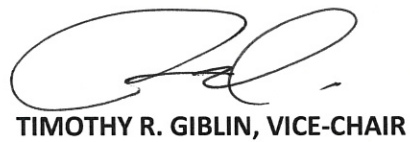
BOARD OF SELECTMEN

MINUTES OF MEETING OF

MARCH 10, 2016



BRADFORD K. BRAMWELL, CHAIRMAN



TIMOTHY R. GIBLIN, VICE-CHAIR



ROBERT W. KIMBALL, JR., CLERK

ROBERT S. SALVO, SR.



MARY T. STEELE

Dated: 03/17/16