



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  
JULY 14, 2016

**I. CALL TO ORDER**

The July 14, 2016 Meeting of the Board of Selectmen was called to Order by Mr. Giblin, Chairman, at 7:00 P.M., held in the First Floor Conference Room.

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

B. Pledge of Allegiance

Mr. Paul Helmreich, a member of the Finance Committee, was recognized in the audience, and was wished a happy birthday, and he was accompanied by his daughter, who was a former Parks and Recreation Director for the Town, and his grandson, who was attending this evening's meeting to earn a merit badge for the Boy Scouts.

**II. WARRANTS AND MINUTES**

A. Approve FY16 bi-weekly payroll for the period ended June 30, 2016, Warrant #80, dated June 30, 2016, in the amount of \$466,378.66

**MOTION was made by Mr. Salvo to Approve FY16 bi-weekly payroll for the period ended June 30, 2016, Warrant #80, dated June 30, 2016, in the amount of \$466,378.66. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.**

7/14/16 Bd. of Selectmen Minutes  
Page 2

B. Approve FY16 bills Warrant #81, dated June 30, 2016, in the amount of \$348,446.14  
**MOTION was made by Mr. Salvo to Approve FY16 bills Warrant #81, dated June 30, 2016, in the amount of \$348,446.14. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.**

C. Approve FY17 payroll, for the period ended July 2, 2016, Warrant #1, dated July 7, 2016, in the amount of \$127,719.01  
**MOTION was made by Mr. Salvo to Approve FY17 payroll, for the period ended July 2, 2016, Warrant #1, dated July 7, 2016, in the amount of \$127,719.01. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.**

D. Approve FY17 bills Warrant #2, dated July 7, 2016, in the amount of \$208,689.76  
**MOTION was made by Mr. Salvo to Approve FY17 bills Warrant #2, dated July 7, 2016, in the amount of \$208,689.76. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.**

E. Approve FY17 bills Warrant #3, dated July 14, 2016, in the amount of \$1,421,837.96  
**MOTION was made by Mr. Salvo to Approve FY17 bills Warrant #3, dated July 14, 2016, in the amount of \$1,421,837.96. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.**

F. Approve Minutes -      May 19, 2016  
   May 26, 2016

**MOTION was made by Mr. Salvo to approve the Board of Selectmen Minutes of Meeting, dated May 19, 2016, as written. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.**

**MOTION was made by Mr. Salvo to approve the Board of Selectmen Minutes of Meeting, dated May 26, 2016, as written. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.**

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

1. Application for transfer of the Common Victualler License issued to The Best Sandwich Shop, Inc., 175 Mansfield Avenue, Norton, MA 02766, to Oxoboxo Restaurant Group, Inc., d/b/a The Best Sandwich Shop, same address

**7/14/16 Bd. of Selectmen Minutes**  
**Page 3**

Mr. Michael Murphy was present accompanied by his son, Sean, and indicated they put in an offer to purchase The Best Sandwich Shop. He stated he resides in Walpole, Massachusetts, and his son, Sean, is involved with operating The Good Food Store near Palumbo Plaza in Walpole. He noted he was a good friend of the owners of the Best Sandwich Shop.

Mr. (Sean) Murphy said they will have Italian baked rolls, Boars Head cold cuts and more gourmet type sandwiches and catering. He said he has grown the Walpole store which is also in a suburb.

**MOTION was made by Mr. Kimball to approve the Application for transfer of the Common Victualler License issued to The Best Sandwich Shop, Inc., 175 Mansfield Avenue, Norton, MA 02766, to Oxoboxo Restaurant Group, Inc., d/b/a The Best Sandwich Shop, same address. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.**

2. Application of Heather Martin for a one-day Beer and Wine License to be utilized at Everett Leonard Park, Saturday, August 13, 2016, 3:30 P.M. - 6:30 P.M., for private party

It was noted there would be no liquor or beer/wine dispensed; guests will bring their own if desired. This was also signed off by all necessary Town departments.

**MOTION was made by Mr. Kimball to approve the Application of Heather Martin for a one-day Beer and Wine License to be utilized at Everett Leonard Park, Saturday, August 13, 2016, 3:30 P.M. - 6:30 P.M., for private party. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.**

3. Application of Mark N. Lanzetta to conduct a Benefit Motorcycle Run, to be held Sunday, July 31, 2016, Starting Time 11:30 A.M., Termination Time 5:00 P.M., from Tavern 33, 336 Old Colony Road

The route was discussed (from Route 123 to South Worcester Street, to Route 140, to Burt Street, and will return to Tavern 33). It was noted this Benefit Motorcycle Run is for Mike Zwicker who was involved in a fatal motorcycle accident on his way home from another benefit.

**MOTION was made by Mr. Kimball to approve Application of Mark N. Lanzetta to conduct a Benefit Motorcycle Run, to be held Sunday, July 31, 2016, Starting Time 11:30 A.M., Termination Time 5:00 P.M., from Tavern 33, 336 Old Colony Road, per route described. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.**

**IV. ANNOUNCEMENTS**

## **V. BUSINESS**

### **A. NEW BUSINESS**

#### **1. In recognition - Janet Linehan, Interim Town Clerk**

Mr. Giblin said the Board appreciated Ms. Linehan filling in temporarily in the Town's time of need. This is the second time Ms. Linehan has stepped up to help the Town out and wanted to recognize her and thank her for her assistance.

#### **2. Jeff Mann, General Manager, XFINITY Center Re: Discussion regarding Reservoir Street**

Mr. Kimball stated it was admirable that Mr. Mann took time to reach out to neighborhoods regarding concerts, etc., as it eases some tension.

Mr. Mann thanked the Board for having him this evening and said his access to Board of Selectmen, Town Manager, and Police Chief Clark has been great. Intention is to exit out of XFINITY Center quickly and safely and he stated he hired a traffic engineering firm. Reservoir Street is a horseshoe and he decided to shut it down. Some people on Reservoir Street were not happy and felt excluded, but he went halfway down Reservoir Street and could not include everyone. The neighbors aired their grievances and he generated a weekly email and it was well received and was a good reminder of upcoming concerts, etc. Generally concerts are typically over at 10:30 P.M. with the latest time being 12:30 A.M., and do their best to make this work. There was one "hiccup" earlier in year and it was taken care of. He said he was trying to minimize the effect on the neighbors.

Mr. Kimball discussed an alternate route with possibly taking a left out of XFINITY Center to assist with traffic. He also discussed not taking a right turn from Route 495.

Mr. Mann said certain things he needs to run by the town of Mansfield such as a suggestion of a new route, etc.

Mr. Giblin said it was good to see him reaching out to residents/neighbors.

Mr. Kimball noted pickup appears to be the biggest issue.

Mr. Salvo said there was no place for parents to pick up their children.

Mr. Mann said there are three different lots into Main Road where drop-offs/pick-ups take place, as well as a place for ubers/taxis, and the dedicated uber lot works well. There is also utilization

of social media and handouts to parents for information. They work with their police detail so vehicles are not stopping on Route 140.

Mr. Kimball said if Mr. Mann/XFINITY Center was willing to give the newly proposed route a try and notify people in area regarding it (no right turn off Route 495 ramp).

Mr. Mann's contact info is [jeffreymann@livenation.com](mailto:jeffreymann@livenation.com) if anyone wants to get on resident list in the Reservoir area.

Mr. Mann said most of the residents seem happy with the communication they are receiving which appears to not have been done in the past.

3. Review and or Vote to accept two PILOT Agreements for Norton Solar II (Wheaton College Location)

Mr. Yunits noted this will go up to 2% a year and the reason they enter into Pilot Agreement is so they know they have a set amount. It is beneficial for both parties. \$15,000 is amount for both projects.

**MOTION was made by Mr. Kimball to accept Pilot Agreement for Norton Solar I. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.**

**MOTION was made by Mr. Kimball to accept Pilot Agreement for Norton Solar II. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.**

4. In recognition - Norton Community Lions and Norton Lions Clubs

Mr. Giblin wanted to recognize the amount of work these organizations actually do and wanted to thank them. They plan on making it a yearly project and referenced "Purcell Park" with photos distributed.

Mr. Yunits also noted they are in the process of working on a sign.

Mr. Kimball said the Town should let Jim Purcell, the former town manager for Norton, know about the work being done, etc.

Mr. Salvo said he would like to donate a concrete circle for a flag pole and would need to get Board of Selectmen's approval.

5. Year End Transfers Approval

Mr. Yunits said there were five year-end transfers approved at Finance Committee (FinCom) last night and reviewed these with the Board.

Mr. Yunits said the Fire Department obtained a grant for a special washer and dryer to help equipment to last longer. Also, the Fire Department transfers expenses included a computer in a vehicle which needed to be repaired or replaced.

Mr. Yunits explained the Town departments are doing a very good job being frugal, etc., however there were some transfers needed within departments.

**MOTION was made by Mr. Kimball to accept Year End Transfers as presented by Mr. Yunits. Second by Mr. Salvo. Vote: Unanimous. MOTION CARRIES.**

6. Discussion - Town Manager Review

Mr. Giblin asked the Board to try to get document completed and returned to him within one week and he can compile and a discussion can occur on July 28, 2016. He said he will communicate this with Mrs. Steele, who was absent this evening, as well.

Mr. Bramwell said he was Chairman of the Board of Selectmen at the time this should have happened and he let it "slip through the cracks".

Mr. Giblin said no one member of the Board is solely responsible for this.

**B. OLD BUSINESS**

**C. TOWN MANAGER'S REPORT**

- Update - 47 Elm Street

Mr. Yunits said there was a walk-through scheduled with DEP and a company was looking to purchase building and is still interested and will attend walk-through as well.

Mr. Giblin asked if the electricity was still alive?

Mr. Yunits replied the electricity was shut off, but they did try to keep it on for safety.



- Parking By-Law

Mr. Yunits said this pertains to the area near XFINITY Center where vehicles are being parked on residents' properties, on street, etc., and he is working with the Chiefs regarding this issue.

.....

Mr. Giblin asked if Mr. Yunits was still working with departments on bylaws?

Mr. Yunits replied, yes, he was.

#### **D. APPOINTMENTS/RESIGNATIONS**

1. Resignation of Bonnie Yezukevich from the Parks and Recreation Commission

**MOTION was made by Mr. Kimball to accept Resignation of Bonnie Yezukevich from the Parks and Recreation Commission. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.**

2. Vote to appoint Robyn Lovering to the Council on Aging as an alternate member

**MOTION was made by Mr. Kimball to appoint Robyn Lovering to the Council on Aging as an alternate member. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.**

3. Vote to appoint Sharyn Stedman to the Council on Aging as an alternate member

**MOTION was made by Mr. Kimball to appoint Sharyn Stedman to the Council on Aging as an alternate member. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.**

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

Mr. Kimball stated Donna Ross works with him on the Gold Star Committee and indicated the State recognizes people with an "Unsung Heroes" award in which she was a recipient. He noted she does a lot behind the scenes. Ms. Ross is involved with many activities, including, but not limited to, the Parent Teachers' Association, the All Night Graduation Party, and "NEED". He said Ms. Ross also served in the Army and National Guard in Arizona. Congratulations were extended to Ms. Ross for being the recipient of the Unsung Heroes Award!

.....

Mr. Kimball said the Tax Collector will come before the Board possibly at the next or future meeting to discuss some Town properties, and some of these properties may be going to auction.

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

1. Deutsche Bank Championship Golf Tournament 1-day Liquor License Applications

## **VIII. EXECUTIVE SESSION**

1. To discuss strategy with respect to litigation Re: Status of Island Brook vs. ZBA - HAC #2014-08

## **IX. ADJOURNMENT**

**DECLARATION by the Chairman (at 8:00 P.M.):**

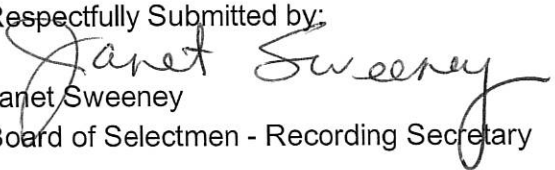
**I declare, under General Laws Chapter 30A, Section 21(a)(3), that the purpose of the executive session will be to discuss strategy with respect to litigation regarding Status of Island Brook vs. ZBA - HAC #2014-08, because a discussion of this strategy in open session could compromise the purpose of the executive session and with the Board not to return to open session at the conclusion of the executive session.**

**MOTION BY MEMBER:**

**MOTION was made by Mr. Kimball:**

**I move that the Board go into executive session under G.L. c.30A, Section 21(a)(3) for the purposes and reasons declared by the Chairman and with the Board to not return to open session thereafter. Second by Mr. Salvo. Vote: Unanimous. MOTION CARRIES.**

Respectfully Submitted by:

  
Janet Sweeney  
Board of Selectmen - Recording Secretary



**Documents Presented at July 14, 2016, Board of Selectmen Meeting**

. Draft Minutes dated May 19, 2016 and May 26, 2016

. Application for transfer of the Common Victualler License issued to the Best Sandwich Shop, Inc., 175 Mansfield Avenue, Norton, MA 02766, to Oxoboxo Restaurant Group, Inc., d/b/a The Best Sandwich Shop, same address

. Application of Heather Martin for a one-day Beer and Wine License to be utilized at Everett Leonard Park, Saturday, August 13, 2016, 3:30 P.M. - 6:30 P.M., for private party

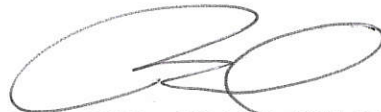
. Application of Mark N. Lanzetta to conduct a Benefit Motorcycle Run, to be held Sunday, July 31, 2016, Starting Time 11:30 A.M., Termination Time 5:00 P.M., from Tavern 33, 336 Old Colony Road

. Two PILOT Agreements for Norton Solar II (Wheaton College Location): "Agreement For Payment In Lieu of Taxes For Real and Personal Property between Town of Norton, Massachusetts and Norton Solar I LLC" and "Agreement For Payment In Lieu of Taxes For Real and Personal Property between Town of Norton, Massachusetts and Norton Solar I LLC"

. Town of Norton Budget Transfer Recommendations, dated June 30, 2016

. Resignation letter, dated July 8, 2016, addressed to Board of Selectmen, from Bonnie Yezukevich, Re: Resignation from the Recreation Commission

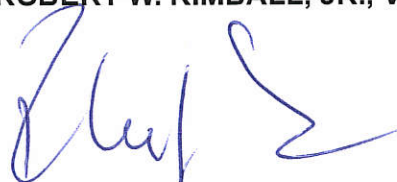
BOARD OF SELECTMEN  
MINUTES OF MEETING OF  
JULY 14, 2016



TIMOTHY R. GIBLIN, CHAIRMAN



ROBERT W. KIMBALL, JR., VICE-CHAIR



ROBERT S. SALVO, SR., CLERK



BRADFORD K. BRAMWELL



MARY T. STEELE

Dated: 10/6/16