

**BOARD OF SELECTMEN
MINUTES OF MEETING
MAY 31, 2012**

I. CALL TO ORDER BY CHAIRMAN

The May 31, 2012, Meeting of the Board of Selectmen was called to Order by Mr. Giblin, Chairman, at 7:00 p.m., held in the First Floor Selectmen's Conference Room in the Municipal Center.

A. Roll Call: Mr. Timothy Giblin, Chairman; Mr. Robert W. Kimball, Jr., Vice-Chair; Bradford K. Bramwell; and Mrs. Mary T. Steele were present. Absent: Mr. Robert S. Salvo, Sr., Clerk. 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 May 26, 2012, Warrant #71, dated May 31, 2012, in the amount of \$1,023,542.51

MOTION was made by Mr. Kimball to Approve bi-weekly Payroll for the period ended May 26, 2012, Warrant #71, dated May 31, 2012, in the amount of \$1,023,542.51. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.

B. Approve bills Warrant #72, dated May 31, 2012, in the amount of \$1,115,843.79

MOTION was made by Mr. Kimball to Approve bills Warrant #72, dated May 31, 2012, in the amount of \$1,115,843.79. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.

C. Minutes –

March 1, 2012

MOTION was made by Mr. Bramwell to approve the Board of Selectmen Minutes of Meeting, dated March 1, 2012, as written. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.

March 15, 2012

MOTION was made by Mr. Bramwell to approve the Board of Selectmen Minutes of Meeting, dated March 15, 2012, as written. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.

March 22, 2012

MOTION was made by Mr. Bramwell to approve the Board of Selectmen Minutes of Meeting, dated March 22, 2012, as written. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.

May 14, 2012

MOTION was made by Mr. Bramwell to approve the Board of Selectmen Minutes of Meeting, dated May 14, 2012, as written. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.

III. LICENSES AND PERMITS

IV. ANNOUNCEMENTS

Founder's Day Picnic to be held June 23 at H. A. Yelle School (website for info is: nortonfoundersday.org).

A. NEW BUSINESS

1. 7:05 P.M. - Clarence "Butch" Rich, Jr. Re: The Campbell House

Mr. Rich was present. It was noted Mr. Cox could not attend this evening's meeting as he had a work commitment. Mr. Rich explained the issue with the State and trying to get the Campbell House on the National Historic Register. Dates of August 11 and 12 are planned to start working on the House. Mrs. Kathy Ebert-Zawasky will be working on outside of building with others, and others working inside building. All along, there has been a back and forth with the State to place on National Historic Register. It was noted there was also a break-in at the Campbell House. The house is quite a mess inside, so a lot of work needs to be done.

Mr. Peter Hunt, member of the Norton Historical Commission, said he has done a lot of large yacht renovations. Proper restoration has a project outline and a management team (and spoke of Phase 1 and Phase 2 to restore inside). Chris Cox is project leader; Mr. Rich will be labor and resources supervisor; and Mr. Hunt to be the historical and technical supervision. Mrs. Ebert-Zawasky and Mrs. Ellen McGrath will be grounds supervisors. Potential changes were reviewed with the Board. Mr. Hunt said he would be publishing a newsletter publicly and hopefully could be placed on Town Website. The removal of dormer is first big project to get original roof line back.

Mr. Hunt said the barn is not necessarily historic, but planned to be used as a staging area. If it can be useful to keep, can look at use of barn for Tricentennial Park, etc. A few years ago a person from State looked at house and from historic point they said house was from mid-1800's. He believed this state report was a flawed report and was disappointed in this person's (Ms. Dempsey's) work. He believes house to be late 17th century house.

Mass Historic grant discussed. Ms. Dempsey's report they (state) is aware of, so it stopped the process. He said he will document clearly what this house is and show proof. Ms. Dempsey also indicated there was no summer beam, however, there was a summer beam under renovation.

Mr. Rich said a house like this one is a gem in other communities, and need to start thinking about what plan will be when it is all restored. Possibly it can have meeting rooms downstairs for Historical District Commission or if Historical Society wants to do a room in house it is entirely their decision.

Mrs. Ebert-Zawasky said considerable research done as well on the outside. Campbell House to complement Tricentennial Park. Highway Dept. did a wonderful job with house. Interest increased with Tricentennial Park being so close in proximity. They may possibly have an herb garden, as done in colonial days, as well as native plants. Volunteers to help them to make this whole corner an attractive part of Town.

Also, brick campaign was discussed, and a donor for more elaborate water fountain rolling over large boulders. Also a new sun-dial which Land Preservation dedicated this to her. More plantings to be done by Daisy/Girl Scouts. Plan is for volunteers to care for park. Also a birdhouse in honor of Lonnie McGrath, who was on Land Preservation Society, and a bee house. Bee house contains non-aggressive bees. At the end of summer, they hope to hold an ice cream social.

Mr. Rich recommended Mr. Daniel Rich be appointed to the Historical Society Commission.

MOTION was made by Mr. Kimball to appoint Daniel Rich to the Historical Society Commission. Second by Mrs. Steele. Vote: Unanimous. MOTION CARRIES.

Mr. Rich said if a family wanted to pay to do a whole room over they could and would put their name over door for a meeting room (done through Friends of Campbell House, but set up independent of Town).

It was noted some descendants of Sylvanus Campbell are planning to assist with this project as well.

2. 7:30 P.M. - Board of Water/Sewer Commissioners, Water/Sewer Superintendent Duane Knapp, and Representative Jay Barrows Re:

. Connection Fee Legislation

. Update on IMA Agreement

State Rep Jay Barrows was present along with David Young, and Fran Yanuskiewicz who were in audience. Rep Howitt was present, and Rep Poirier was en route.

History was explained. In May 2010, a Regional Sewer District Amendment presented to that statute to obtain connection fees. Identification of costs associated was discussed. Towns set own fees for commercial and residential. Rep Barrows visited Foxboro and Mansfield Boards of Selectmen and asked for letter of support, so when it was submitted to counsel it would be like a Home Rule Petition and will need to be filed. 450,000-500,000 gallons Mansfield committed to; 250,000 gallons for Norton; and Foxboro looking at this also.

Mr. Giblin stated this Board of Selectmen supported this for five years.

Mr. Bramwell said there is still potential to expand.

Rep Barrows said footprint does not change; too big a bite. Capacity needed to be built now.

Mrs. Steele thanked Rep Barrows and others and said concept makes sense. She asked if Norton Water and Sewer Commission was in agreement with this.

Mr. Knapp, Norton Superintendent of Water and Sewer, said they support this as there is "more teeth" into it.

MOTION was made by Mr. Kimball to support the amendment to Legislation and to authorize connection fee for Town of Norton and letter of support. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.

Mr. Giblin asked about the IMA Agreement status?

Rep Barrows responded it is very close. Most issues they know how/what to address. Meetings are twice per month. Big users/ big partners in this, so need to move ahead. Draft agreement reviewed by Foxboro and Mansfield attorneys. It is a lot of work and commend folks who "hung in" with them.

Rep Barrows said if they continue working together it will move ahead.

Mr. Yunits inquired about Reilly Property.

Rep Barrows responded they are close to a purchase and sale agreement with Reilly Property. A couple more pieces to address and it is still their intention to purchase.

Rep Barrows commended Norton's High School being placed 38th in State of Massachusetts high schools. Easton

placed 62nd, and it is a testament to community leadership. Discussion ensued.

~~~~~

Matter out of order was called by Mr. Yunits, for a letter to be drafted to invite area towns to meet and have meeting regarding Taunton Casino.

Mr. Yunits indicated Freetown voted against this and Lakeville votes on Saturday.

Mr. Yunits said they can organize a meeting in June along with all towns surrounding casino. Mr. Yunits spoke of compensation/mitigation due to area towns.

Rep Barrows said they are negotiating with governor to locate a site. They are waiting for regs/governor's office to negotiate with.

Mr. Yunits said votes are non-binding; tribe said guidelines set up.

Rep Barrows said Gaming Commission involved; SRPEDD had a meeting at Wheaton College regarding casino.

Mr. Kimball said he is not personally opposed to it and it could help area immensely. As a neighboring community, need to know impact and necessary to start asking questions now. More info needed on plans. Someone from tribe/group to explain this project is important.

Rep Barrows said July 31<sup>st</sup> is date of decision. He said the three of them can speak to Gaming Commission.

Mr. Giblin possibly in June ( possibly June 21) to try to get group/communities together and need to look at dates with other parties/communities.

When they convene meeting regarding casinos, Norton will accommodate however they can. Some legislation passed and commission needs to check background of who is hired, etc. (rulemaking management).

Rep Poirier credited Rep Barrows on issue of wastewater plant, as Rep Barrows has taken the lead and she has been in supportive role. She appreciated the accolades of Route 495. Norton will no longer be in her district as of next year; and she is sad to leave as she was getting to know residents/town officials, etc. She explained if it is 5% over or under, it needs to be adjusted, thus the reason she is leaving. Rep Howitt will be taking over her precinct. She will always be there to assist Rep Howitt or Rep Barrows as Norton has a place in her heart.

Mr. Giblin thanked Rep Poirier for all the work she has done and it is a great loss to Norton.

~~~~~

Tri-town Agreement was referenced.

Mr Knapp said SRF funding interest rate is 2%. A year ago they applied for it. He project is over \$6M, but need some design and agreement with Wheaton, if they continue to be interested, by October. Otherwise, would need to turn down money and see if Norton can get on list for next year.

Mr. Giblin asked if Wheaton was responsive?

Mr. Knapp said it is not a money/financial issue; they need to plan.

Rep Howitt said it is Rep Barrows "ballgame" here and he was here in support. Any help he can provide he will.

Mr. Yunits said one pet peeve of his are the double poles and referenced the new legislation.

Rep Howitt said there is an issue of double poles throughout the State. Law is on books, but enforcement is a whole other issue. Verizon communicates that National Grid is responsible and vice versa.

3. 8:00 P.M. - Bill Lippincott and Sheri Cohen, Founder's Day Committee Re: Founder's Day Annual Picnic & Fireworks

Mr. Lippincott stated Sheri Cohen could not be present this evening, however, Bonnie Yezukevich accompanied him this evening. A large picnic planned for Norton. \$13,700 they have raised and thanked sponsors and donors. June 23 is date of this picnic to be held at H. A. Yelle School beginning at 5 p.m. It is free/no charge and included, but not limited, in festivities will be bands, fireworks, and a lot of other interesting activities.

Ms. Yezukevich said they will also have such activities as spin art; petting zoo; karate demonstration; antique cars; dunk tank, food vendors from Norton, and bouncy house, as well as a hot air balloon ride; and Rhode Island Pyrotechnics. Between now and June 23, donors can send a check to town hall with attending of "Norton Founders Day Picnic and Founders Day". On June 2, the VFW in Norton will hold a motorcycle bike run and cookout at 1 p.m. All proceeds to go to Founders Day Picnic and fireworks. More info can be found on: "nortonfoundersday.org" on Facebook. They do need more volunteers also. Meeting re: Founder's Day are held on Mondays at 7 p.m. Volunteers are also needed on the day of event.

Mr. Giblin said the Board of Selectmen appreciates all the effort put forth on this as it is a lot of work.

Mr. Lippincott thanked the Board of Selectmen for all their support, as well as others who volunteered/donated, etc.

4. Board of Selectmen Meetings – Summer Schedule

Summer schedule is to hold meetings every other week. Planned dates will be: June 7, June 14, possibly June 21 for casino meeting, and June 28; July 12 and 26; August 9 and 23; September 6 to return to weekly meetings.

B. TOWN MANAGER'S REPORT

. Review letter concerning Taunton Casino

Discussed earlier in these Minutes of Meeting.

.....

Mr. Yunits referenced legislation re: mosquito control districts except for one. Bristol County did not do this, therefore, looking for Board of Selectmen's Declaration of Support for Mosquito control funding. Board of Selectmen to sign also.

MOTION was made by Mr. Kimball to support letter regarding Declaration of Support for Mosquito control funding. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.

Mr. Yunits stated this letter needs to get to them by June 1, 2012; however he only received info on May 29, 2012.

.....

Mr. Yunits spoke of a Columbia Gas meeting that he attending earlier in day regarding pipe on North Worcester Street. They hit a pipe that was not marked and Norton's Highway Superintendent, Keith Silver, asked if pipe abandoned can Town pull it out. Columbia Gas told Mr. Silver he could not take it out as it is capped at both ends. Mr. Yunits stated a steel pipe will not last forever and if it contains pcb's, Town wants to know, and know what is in it and it runs through all that section of Town. Columbia Gas stated they will respond back to Norton.

.....

June 21st is date he will try for regarding Taunton Casino joint meeting. Letter - mitigation funds he will add in since it should be a guideline Norton can use. Discussion ensued.

Mass Housing - Island Brook project referenced. Appears project given eligibility, etc. Conservation Commission, Planning Board, and Zoning will be involved.

Mr. Kimball asked if this was a different plan?

Mr. Yunits said it is probably the same plan; common driveways discussed.

Mr. Kimball said he wants to be shown a plan on how property will be used. If state is allowing plan to be permitted, they are not doing their job as this has not even been engineered and land is swampy/wet areas. Mr. Kimball wants more info on this, especially, on 1) common driveway; 2) Board needs to see plan; 3) whose responsibility when property floods in future?

Mr. Kimball said he would suggest Town Counsel send a letter stating for them to show Town info on how they can do this (as no engineering involved, etc.).

Mrs. Steele agreed with Mr. Kimball that town counsel should respond. She said the entire proposed project is a disaster and as a taxpayer it bothers her. Also, she recommended a copy of this letter be sent to who oversees Mass Housing which would be helpful. Also, she asked for a copy to be sent to state reps, senator, and surrounding towns as well, and to please attach a copy of plan with letter. Discussion followed.

Mr. Giblin agreed letter to be sent out.

It was discussed it is inept for a state agency to approve it. All errors should be shown.

Mr. Yunits stated the Town needs 254 more units.

Mr. Kimball noted some wealthy towns around Norton appear to not have Ch40b's.

Mr. Kimball asked Mr. Yunits to advise Norton Board of Appeals no action to be taken on this until more info received. No town group or agency to be involved with this proposed project until Board of Selectmen obtains clarity.

C. APPOINTMENTS/RESIGNATIONS

VI. SELECTMEN'S REPORT AND MAIL

Mr. Kimball said a thank you letter was sent to Police Chief Clark from Providence Police Dept. thanking the department for their attendance at funeral of fellow officer.

.....

Mr. Kimball thanked all for an excellent annual Memorial Day Parade. It was a good day weatherwise and turnout seemed a bit larger than usual.

.....

Mr. Bramwell spoke of an Honorary Mention: Mr. Patrick Roche, co-founder of Roche Bros., passed away recently and wished to send condolences to Roche Bros family.

.....

Mr. Giblin asked to add to next meeting's agenda "Town Manager's Evaluation".

VII. NEXT MEETING'S AGENDA

1. Cygnus Energy Re: Proposed Commercial Solar Power Project in Norton
2. Award Bid – Janitorial Services

VIII. EXECUTIVE SESSION

IX. ADJOURNMENT

MOTION was made by Mrs. Steele to Adjourn at 8:40 p.m. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.

Respectfully Submitted by:

Janet A. Sweeney

Board of Selectmen – Recording Secretary

**BOARD OF SELECTMEN
MINUTES OF MEETING OF
MAY 31, 2012**

Timothy R. Giblin, Chairman

Robert W. Kimball, Jr., Vice-Chair

Robert S. Salvo, Sr., Clerk

Mary T. Steele

Bradford K. Bramwell

Date Approved:_____

Documents Distributed/Reviewed at May 31, 2012, Board of Selectmen Meeting

- . Board of Selectmen Minutes of Meeting (drafts dated March 1, March 15, March 22, and May 14, 2012)
- . Letter regarding Taunton Casino for review by Board of Selectmen (distributed at May 31, 2012 Board meeting)