

**BOARD OF SELECTMEN
MINUTES OF MEETING
October 18, 2012**

I. CALL TO ORDER BY CHAIRMAN

The October 18, 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.

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

II. WARRANTS AND MINUTES

- A. Approve bi-weekly payroll for the period ended October 13, 2012, Warrant #23, dated October 18, 2012, in the amount of \$1,033,747.55

MOTION was made by Mr. Kimball to Approve bi-weekly payroll for the period ended October 13, 2012, Warrant #23, dated October 18, 2012, in the amount of \$1,033,747.55. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.

- B. Approve bills Warrant #24, dated October 18, 2012, in the amount of \$1,337,661.46

MOTION was made by Mr. Kimball to Approve bills Warrant #24, dated October 18, 2012, in the amount of \$1,337,661.46. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.

- C. Approve Minutes

No Minutes were reviewed/approved.

III. LICENSES AND PERMITS

1. Application of 2 Step Closer 2 Home 5K Road Race to benefit adoptions, to be held Saturday, November 3, 2012, 8:45 A.M. – 10:00 A.M.

It was noted there would be about 80 runners and discussed route (Woodward to South Worcester Street; to top of Parker Court and reversed).

Mr. Kimball suggested to have this advertised on website for info/donations.

MOTION was made by Mr. Kimball to approve Application of 2 Step Closer 2 Home 5K Road Race to benefit adoptions, to be held Saturday, November 3, 2012, 8:45 A.M. – 10:00 A.M., with police details as required per Police Chief, and to waive all application fees. Second by Mrs. Steele. Vote: Unanimous. MOTION CARRIES.

2. Application of Sabatino's Trattoria, Inc. d/b/a Sabatino Trattoria, 111 West Main Street, Norton, MA 02766, for a Common Victualler's License

Mr. Rico Ferrara, applicant, was present, and stated they have completed work and are planning to open November 1st hopefully. Menu will be Italian foods, pizza, pasta/various entrees, and a wood fire brick oven.

Mr. Giblin spoke of importance of his staff being trained properly in serving alcohol as Town holds a strict policy on this. It was noted alcoholic license was already approved. These were done separately.

Mr. Giblin said the Board is also conducting a review currently of the Town's alcohol policy.

MOTION was made by Mr. Bramwell to approve Application of Sabatino's Trattoria, Inc. d/b/a Sabatino Trattoria, 111 West Main Street, Norton, MA 02766, for a Common Victualler's License, effective November 1, 2012. Second by Mrs. Steele. Vote: Unanimous. MOTION CARRIES.

IV. ANNOUNCEMENTS

Veterans' Day Parade to be held Monday, November 12th.

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Information provided on voter registration and polling hours for State and Presidential Election on November 6, 2012, and absentee ballot requests info was provided

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Pop Warner Football needs a truckload of pallets for bon fire planned for November; if anyone can help provide pallets, please call fire dept/town hall.

V. BUSINESS

A. NEW BUSINESS

1. Award Joint Salt Bid for DPW

MOTION was made by Mr. Bramwell to award Joint Salt Bid for DPW to Eastern Minerals (at \$38.20 per ton/completion date of 6/30/13). Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.

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2. Discussion Re: License Fees

It was noted Mr. Yunits had provided the Board with a list of license fees from various towns. Mr. Yunits said the town of Norton is lower than most neighboring towns. Discussion ensued on fee costs.

It was recommended that possibly Mr. Yunits report back at a future meeting with recommendations and hopefully a full Board will be present as well. To review these once per year would be ideal.

Mrs. Steele said entertainment fees need to be relooked at too. She also spoke of considering an application fee for constable position as there is not one currently.

Mr. Giblin stated he and Mr. Yunits will review various licenses and fees.

3. Additional recommendations from Town Counsel Re: the proposed changes to the Board of Selectmen Liquor License Policy Statement

Mr. Giblin said Mr. Yunits had provided Board sheet with changes by Board and recommendations by Town Counsel.

Mr. Kimball thought of merging Kopleman & Paige's format into the Town's format. Discussion ensued.

Mr. Kimball said Kopelman & Paige was more detailed; no ambiguity. Once regulations are in place and it is voted on by Board of Selectmen, it would be a good idea to have establishments come in.

Mr. Giblin said any recommendations Board has should be sent to Mr. Yunits and he can include this when sending to Kopelman & Paige.

Mr. Bramwell said, in his personal opinion, Kopelman & Paige was overkill (over-regulated). Discussion followed.

4. PROCLAMATION – "UNITED NATIONS DAY 2012"

Mr. Giblin read this Proclamation aloud - United Nations Day.

MOTION was made by Mrs. Steele to sign this Proclamation: United Nations Day Proclamation 2012: "The United Nations: Solutions for a Prosperous World". Second by Mr. Kimball.

Discussion: Mr. Kimball said he did not think the United Nations was living up to their original creed; and not doing their job in his opinion. After World War II it was fine.

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Mr. Bramwell said he agreed with Mr. Kimball and that is reason why he did not move or second the Motion.

Mr. Giblin agreed with both Mr. Kimball and Mr. Bramwell. He felt intentions were still there but they are not effective as in the past.

Mr. Bramwell suggested to let some other country host United Nations Day.

Mrs. Steele said she did not have quite as a strong opinion as the other Board members.

Roll Call Vote taken (regarding above Motion):

Mr. Bramwell voted Not in Favor of Motion

Mrs. Steele voted Not in Favor of Motion

Mr. Kimball voted Not in Favor of Motion

Mr. Giblin voted Not in Favor of Motion.

MOTION DOES NOT CARRY. (Board is not in support of United Nations Proclamation Day).

Mr. Kimball said this has no reflection on people who are doing their everyday job, but moreso about people handling negotiations, etc.

5. Vote to lay out Allen Drive and Goff Road

Mr. Yunits stated Conservation Commission looked at this today and Planning Board voted already on it.

MOTION was made by Mr. Bramwell to vote to lay out Allen Drive and Goff Road. Second by Mrs. Steele. Vote: Unanimous. MOTION CARRIES.

6. Review and/or Vote Re: October 29, 2012 Fall Town Meeting Warrant Articles

Mr. Yunits said Finance Committee voted in support of TIF.

Article 13:

Mr. Richard of Waste Management, and Jeff O'Neil of Condyne were present this evening. Map show:"Layout Plan" and in process of permitting conversion of diesel to natural gas. TIF would be beneficial for added jobs, etc.

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"Waste Management- Norton TIF Proposal" was discussed. Assessment value = \$5,000 -\$6,000 per year; a \$500,000 savings to company. Vehicle excise tax for the trucks far outweighs real estate tax. \$1.6M to Norton in new taxes.

Mr. O'Neil they are designing intersection now; paving and time issue was referenced.

Mr. Kimball said this project had run into a few snags. He said Town of Norton will have extra revenue due to this project. He will support this. He is concerned Town was going to (and still could) lose Waste Management due to the delays. He said the natural (green) gas is positive fact as well as opening up Hill Street area. He is hopeful this will go through.

Mrs. Steele agreed with Mr. Kimball and thanked Waste Management for their patience. Some issues of timeframes and out-of-pocket expenses incurred for Waste Management . Mrs. Steele stated she supported this. It is a "win-win" for both parties.

Mr. Bramwell state he echoed his two colleagues sentiments. He thanked Waste Management for their perseverance.

Mr. Richard said it has been a very painful experience and they have never been through this before.

Mr. Yunits explained this is an eleven year TIF; in past they were 20 years and on property only. Timeframe was discussed.

MOTION was made by Mr. Kimball to vote in favor of Article 13. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.

Article 3:

FY13 Operating Budget Amendments. Mr. Yunits spoke of Water Bodies/Conservation Commission to add \$80,000 for a study; however, exact amount was unknown, as well as company chosen. Finance Committee is not in support of this as they are asking why a study? If

this Article is on May Town Meeting, they could discuss it more thoroughly and probably could not do study now anyhow.

Mr. Giblin said if this is on for next year, they will have exact numbers and will not get embodied with other articles. Testing could not be done until July, but weeds will grow more. He would suggest to wait until spring on this article. Discussion ensued.

Mr. Kimball said they could possibly place this on "Special Town Meeting" Warrant in spring.

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Mr. Giblin said this is an important project and if it is put off until spring, this is no reflection on Water Bodies Committee, etc. It is not being minimized.

Mr. Kimball said Town is losing acres every year and need to think of the future.

Mr. Yunits said another issue being, Water Bodies Committee asking about public access and need to show public access. Once study done need to make a commitment and not just let it sit on shelf.

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Animal Control Officer, Mr. Brian Plante, needs funding to attend seminar(s). The amount of \$28.00 for Article 3.

MOTION was made by Mr. Bramwell to support Article 6 (as discussed above). Second by Mrs. Steele. Vote: Unanimous. MOTION CARRIES.

Article 6

This is \$124M below what should be in that account. Personally Mr. Kimball believed they should put more money in account, but he will support \$500,000 that Finance Committee supported.

MOTION was made by Mr. Kimball to support Article 6. Second by Mrs. Steele. Vote: Unanimous. MOTION CARRIES.

Article 7:

This Article was recommended by Capital Improvements Committee and they will continue to meet during year. Bonding everyone together equals a better rate. \$92,000 engineering for dam repair-next phase; \$25,000 architect services-town hall; \$70,000 carpeting-town hall; Fire Dept. thermal imaging cameras=\$30,000. The current cameras are outdated. Various expenses were described, including, but not limited to, the jaws of life (\$22k); \$30,000 Yelle School fire

protection for the front of building; \$41,000 plow; and \$32,000 carpet in library. Discussion ensued.

Mr. Kimball noted there were seven SPED buses with only one that has a handicapped-accessible lift and this request had been made before but was denied. If there is still a need, a rep could come back with info, etc., to see if maybe it could be reconsidered.

MOTION was made by Mr. Bramwell to support Article 7 (\$306,745 and \$52,000). Second by Mrs. Steele. Vote: Unanimous. MOTION CARRIES.

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Article 8:

It was noted this is a separation expense; a long-time employee retiring in January 2013.

MOTION was made by Mr. Kimball to support Article 8. Second by Mrs. Steele. Vote: Unanimous. MOTION CARRIES.

Article 10:

Land Acquisition-Erickson lot.

MOTION was made by Mr. Kimball to support Article 10. Second by Mrs. Steele. Vote: Unanimous. MOTION CARRIES.

Article 11:

Land Acquisition. It was questioned if Gold Star Committee could possibly use? Conservation Commission response was no, due to Trust.

MOTION was made by Mr. Kimball to support Article 11. Second by Mr. Bramwell.

Discussion: Mr. Bramwell asked if Town could use park in place of giving it to Conservation? If not given to Conservation, could this be done?

Mr. Kimball referenced the Sgt. Master Trent Memorial; and it would be nice to keep something closer to center of Town as was discussed previously.

Affecting matching grant was discussed. Mr. Yunits said it may affect matching grant possibly.

Mr. Bramwell said if property is wet and not suitable then he agreed. Mr. Yunits reviewed plan, and said Board could wait and discuss with Ms. Carlino, Conservation Agent.

Mrs. Steele referenced grant and said it could be lost if not given to Conservation was her understanding.

Mr. Yunits responded, it is possible it could jeopardize grant.

Mr. Bramwell said he cannot see using it if it has wetlands.

Vote: Unanimous. MOTION CARRIES.

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Article 12:

J.C. Solmonese roof repair project. 45% reimbursement Town was told; as they went further into what had to be done it increased = 55.63% reimbursement.

Mr. Kimball said Treasurer's Office informed Board that other elements were needed/mandated by MSBA to receive reimbursement.

Mr. Kimball said \$662,000 is Town's final cost. Discussion ensued.

MOTION was made by Mr. Bramwell to support Article 12 (additional \$575,000 for roof repair). Second by Mrs. Steele. Vote: Unanimous. MOTION CARRIES.

Article 20:

\$13,500 first year; then annually \$1,195 to maintain it. Company would take all bylaws/Town Charter and put it into a book, and on-line, etc., and would recommend changes to correct that.

Mr. Yunits explained the Town would not have time/technology to conduct this themselves in-house. Mr. Yunits said it would make it easier for people/residents to go on-line to obtain info, etc.

MOTION was made by Mr. Kimball to support Article 20. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.

Article 21:

\$4,000 for Town voting machine; now no spare voting machine.

MOTION was made by Mr. Kimball to support Article 21. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.

Article 24:

No Action Taken.

Article 26:

(Tie-in to sewer)

Mr. Yunits explained Article.

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Mr. Yunits said Finance Committee indicated residents must tie-in within two years, but have five years to pay. \$12,000 is cost for connection.

Mr. Bramwell stated, in his personal opinion, he would not feel good about being forced to tie-in unless he was selling his house.

Mrs. Steele agreed with Mr. Bramwell; and asked if \$12,000 is the actual cost? No, was the response. Discussion ensued.

Mrs. Steele said if she had any idea she was jeopardizing the people who reside in these houses, she would have never supported it. She believed some discount should be provided to these people since Town is benefitting from flow.

MOTION was made by Mr. Kimball to Reconsider Article 26. Second by Mrs. Steele. Vote: Unanimous. MOTION CARRIES.

Mr. Kimball said the Water Commissioners do not like this and Finance Committee does not like it, but Board of Selectmen can support it and discuss it at Town Meeting.

Mr. Bramwell said he would be more in favor to give residents the timeframe of ten years.

MOTION was made by Mr. Kimball to support Article 26 and ask Chairman, on Board of Selectmen's behalf, to Move Article at Town Meeting. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.

Article 27:

Stabilization Fund: Finance Committee did not recommend to put money into stabilization.

**MOTION was made by Mr. Kimball to not recommend Article 27. Second by Mr. Bramwell.
Vote: Unanimous. MOTION CARRIES.**

7. Update –Shpack Landfill Closing

Mr. Giblin spoke of a meeting on Tuesday regarding Shpack Landfill. Ongoing discussion regarding project timeline, and probably 2014 would be final closeout. There is an obstacle with power lines and would involve moving pole (National Grid would need to be on Town's timeline). Need to all stay on track with timeline. Letter to be sent to National Grid was discussed.

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**MOTION was made by Mr. Kimball to have Mr. Yunits draft a letter to be signed by either Mr. Giblin or Mr. Yunits, asking National Grid to adhere to timeline. Second by Mr. Bramwell.
Vote: Unanimous. MOTION CARRIES.**

B. TOWN MANAGER'S REPORT

Letter received from Michael J. Hanlon, Jr., Executive Director, Massachusetts Collectors and Treasurers Association to Board of Selectmen regarding the Board of Certification has renewed the Certifications of the Treasurer/Collector of the Town of Norton, Jacqueline Boudreau.

Mr. Giblin congratulated Ms. Boudreau, and stated she has done a wonderful job since she has been working for the Town of Norton.

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Mr. Yunits indicated he heard from the Dept. of Revenue (DOR), regarding approval of Assessors Office values.

C. APPOINTMENTS/RESIGNATIONS

VI. SELECTMEN'S REPORT AND MAIL

Discussion on correspondence to Daggett-Crandall-Newcomb Home regarding land. Mr. Yunits said there appears to be an interest in this.

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Mr. Kimball referenced a letter re: I-495 and overgrowth of vegetation. Mass DOT sent letter on October 9, 2012, in response to Town of Norton's letter to them. They stated they "took care of" the issue/safety concern. Board discussed the problem still exists and it was not "taken care of".

Mr. Giblin said a follow up letter to them is needed.

It was noted the Highway Superintendent, Keith Silver, took photographs and it is a safety issue. Should Town take care of this themselves?

Mr. Yunits would send another letter to them and also send letter to state reps.

Mrs. Steele suggested to ask state reps to meet with Highway Superintendent.

Mr. Yunits said he will contact the District V director.

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On October 18, 2012, the Norton Police Dept. was the 58th in State to receive state "Certification" Status from the Massachusetts Police Accreditation Commission. A huge congratulations to Norton Police Dept.

Mr. Giblin asked to have Police Chief in at next meeting if possible.

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Mosquito control: Trying to raise funds for next year – Bristol County Mosquito Control.

MOTION was made by Mr. Kimball to send declaration of support to Bristol County Mosquito Control. Second by Mrs. Steele. Vote: Unanimous. MOTION CARRIES.

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Mr. Kimball said the Wheaton Wire (Wheaton College newspaper) is available in Town Hall and he was glad to see this.

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Flu Clinic to be held today, October 18, from 11 a.m. to 3 p.m.

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Mr. Giblin said a letter was received from National Grid stating that between now and 3/31/13 sideline work with vegetation management on West Hodges street area will occur.

VII. NEXT MEETING'S AGENDA

1. Route 123 Transportation Improvement Project Public Informational Meeting

VIII. EXECUTIVE SESSION

IX. ADJOURNMENT

MOTION was made by Mr. Kimball to Adjourn at 9:08 p.m. Second by Mrs. Steele. Vote: Unanimous. MOTION CARRIES.

Respectfully Submitted by:

Janet A. Sweeney
Board of Selectmen – Recording Secretary

Documents Distributed/Reviewed at October 18, 2012, Board of Selectmen Meeting

- . Memorandum dated October 11, 2012, from Town Clerk, addressed to Michael Yunits regarding State & Presidential Election Information (voter registration, inactive voters, absentee ballot requests)
- . Town License Fees (includes fees from neighboring towns)
- . Letter from National Grid, Jason Magoon, Senior Forester, dated October 5, 2012, to Board of Selectmen, regarding Notification of upcoming vegetation management activities
- . Letter from Mass DOT, Frank DePaola, P.E., Administrator, dated October 9, 2012, to Michael Yunits, Town Manager, Regarding I-495 maintenance
- . Letter from Bristol County Mosquito Control Project, Jennifer E. Dacey, Superintendent, addressed to Town of Norton, Board of Selectmen, dated October 17, 2012, regarding budget
- . Tax Increment Financing Agreement Among The Town of Norton and Waste Management of Massachusetts, Inc.
- . Letter from Town of Norton, Michael D. Yunits, Town Manager, dated October 11, 2012, to Mr. Henry B. Reiley, Iii, Executive Committee/Treasurer, Daggett-Crandall-Newcomb Home, regarding Notice of Intention to Sell Land on Newland Street, Norton, MA-Under M.G.L. Chapters 61 & 61A, Section 14
- . Proposed FY13 Capital Budget Amendment (re: Article 7)
- . Memorandum from Keith Silver, Highway Superintendent, dated October 6, 2012, to Board of Selectmen regarding Joint Salt Bid recommendations to Eastern Minerals, Inc.

. Draft Town of Norton Liquor License Policy Statement (Revised with Selectmen changes and Town Counsel Recommendations)

. Letter dated August 27, 2012, to Selectmen – Town of Norton, from United Nations Association of Greater Boston, Richard Golob, President, UNA-GB, re: United Nations Day Proclamation 2012

. Town of Norton Warrant For The Annual Town Meeting-October 29, 2012

. Letter from Michael J. Hanlon, Jr., Executive Director, Massachusetts Collectors and Treasurers Association, dated October 15, 2012, to the Honorable Board of Selectmen, regarding advisement that the Board of Certification has renewed the Certification of the Treasurer/Collector of the Town of Norton, Jacqueline Boudreau (expiring December 31, 2017)

BOARD OF SELECTMEN

MINUTES OF MEETING OF

OCTOBER 18, 2012

TIMOTHY R. GIBLIN, CHAIRMAN

ROBERT W. KIMBALL, Jr., VICE-CHAIR

ROBERT S. SALVO, SR., CLERK

MARY T. STEELE

BRADFORD K. BRAMWELL

Dated: _____