

**BOARD OF SELECTMEN
MINUTES OF MEETING
MAY 23, 2013**

I. CALL TO ORDER BY CHAIRMAN

The May 23, 2013, Meeting of the Board of Selectmen was called to Order by Mr. Kimball, Chairman, at 7:00 p.m., held in the First Floor Selectmen's Conference Room.

A. ROLL CALL: Mr. Robert W. Kimball, Jr., Chairman; Mrs. Mary T. Steele, Vice-Chair; Mr. Bradford K. Bramwell, Clerk; Mr. Timothy R. Giblin; 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 bi-weekly payroll for the period ending May 11, 2013, Warrant #68, dated May 16, 2013, in the amount of \$1,033,905.14

MOTION was made by Mr. Bramwell to Approve bi-weekly payroll for the period ending May 11, 2013, Warrant #68, dated May 16, 2013, in the amount of \$1,033,905.14. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

- B. Approve bills Warrant #69, dated May 16, 2013, in the amount of \$1,374,922.90

MOTION was made by Mr. Bramwell to Approve bills Warrant #69, dated May 16, 2013, in the amount of \$1,374,922.90. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

- C. Approve bills Warrant #70, dated May 23, 2013, in the amount of \$1,121,809.23

MOTION was made by Mr. Bramwell to Approve bills Warrant #70, dated May 23, 2013, in the amount of \$1,121,809.23. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

- D. Approve Minutes – May 9, 2013

MOTION was made by Mr. Bramwell to Approve the Board of Selectmen Minutes of Meeting, dated May 9, 2013, as written. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

III. LICENSES AND PERMITS

1. 7:45 P.M. HEARING - Application of Zheng's International, Inc. d/b/a Greatwoods Mandarin, for Transfer of Stock and Change of Manager, from Shun Feng Li, to Feng Zheng, on its Common Victualler License to Expose, Keep for Sale, and to Sell All Kinds of Alcoholic Beverages To Be Drunk On the Premises at 175 Mansfield Avenue, Norton, MA 02766

Attorney was present representing the Applicants and stated one shareholder to remain. The new owner has excellent experience, and menu and hours will not change. It is the same management; this is just an ownership change.

Mr. Kimball stated this business has been in Town for many years.

No one in audience spoke for or against this application per Mr. Kimball's inquiry.

MOTION was made by Mr. Bramwell to approve Application of Zheng's International, Inc. d/b/a Greatwoods Mandarin, for Transfer of Stock and Change of Manager, from Shun Feng Li, to Feng Zheng, on its Common Victualler License to Expose, Keep for Sale, and to Sell All Kinds of Alcoholic Beverages To Be Drunk On the Premises at 175 Mansfield Avenue, Norton, MA 02766. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

IV. ANNOUNCEMENTS

Town Offices will be closed Monday, May 27, 2013, in Observance of Memorial Day.

The Memorial Day Parade to step off at 10:00 a.m. from the Henri A. Yelle Elementary School and Dedication of the Memorial Park to take place in honor of Master Sgt. Gregory Trent.

Mr. Bramwell said the Memorial Park looks wonderful.

Mr. Kimball said two monuments will be unveiled and two flags will be raised on flagpole, and a bronze marker presentation. The National Anthem will be sung by Tim Brown after Memorial Day Parade and at the very end of both events, a get-together will be held at the Henri A. Yelle School.

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On June 2, the Board has been invited to recognize an Eagle Scout Brandon P. Jones at St. Mary's at 1:00 P.M.

V. BUSINESS

A. NEW BUSINESS

1. 7:05 P.M. – Fire Chief Paul J. Schleicher Re:

. Swearing in of Firefighter Eric Tynan

. Presentation of three Rhode Island “EMS Pride – Medical Consultant Quality Award”

Certificates to:

- a. Firefighter Paramedic Stacia Khorey
- b. Firefighter EMTI David Chaves
- c. Firefighter EMTI Daniel Lenoci

. Signing of EMS Week Proclamation

Swearing-in of Firefighter Eric Tynan

Mr. Tynan graduated at the top of his class and he graduated at Fire Academy and holds an Associate's Degree in Fire Science, and will be achieving a Bachelor of Science Degree next.

Mr. Tynan was sworn in by the Assistant Town Clerk.

5/23/13 Bd. of Selectmen Minutes

Page 4

Chief Schleicher invited Mr. Tynan's Father, a retired Navy firefighter, to pin Mr. Tynan.

Chief Schleicher spoke of an accident that occurred on Route 495 many helped and three firefighters rode in the ambulance who assisted. This is the first time any firefighter from outside of Rhode Island received this award. The doctors felt the award was more than deserved and congratulations on behalf of the Fire Dept.

Presentation of three Rhode Island "EMS Pride – Medical Consultant Quality Award" Certificates to:

- a. Firefighter Paramedic Stacia Khorey
- b. Firefighter EMTI David Chaves
- c. Firefighter EMTI Daniel Lenoci

Mr. Kimball said the Board of Selectmen are very proud of this Award and asked to please extend their congratulations to these Town employees.

It was noted copies of certificates will be brought in to be entered into official record of Board of Selectmen this evening.

. Signing of EMS Week Proclamation

Mr. Bramwell read aloud the Proclamation; May 19-25 will be recognized as "EMS Week".

.Review Proposed Ambulance Rates

Fire Chief Schleicher said he would like to increase these fees where they should be. He noted sheet/comparisons of neighboring towns. This is at no cost to residents. Attleboro and Mansfield will be increasing their fees also.

MOTION was made by Mr. Bramwell to support Fire Chief's decision in increase of proposed ambulance rates. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

2. Recognition of retiring Water and Sewer Superintendent Duane M. Knapp

Mr. Kimball thanked Mr. Knapp on his years of service to the Town.

Mr. Knapp thanked the Board of Selectmen, Town Manager, and Norton residents.

Mr. Giblin thanked Mr. Knapp for making this Town better and for his long-time service. He enjoyed a good working relationship the Board of Selectmen had with Mr. Knapp.

5/23/13 Bd. of Selectmen Minutes

Page 5

Mr. Knapp said Norton has five wells, and three wells are completely revamped. Storage tank was replaced with a maintenance-free tank, a five million gallon storage tank and pump station installed on Mansfield Avenue, and provided history of the many projects he worked on, etc.

Mr. Salvo wished Mr. Knapp well and thanked him for his service to the Town, and congratulated him on his retirement.

3. Introduction to new Water and Sewer Superintendent Bernard Marshall

Mr. Marshall said he resides in Foxboro and he was happy to be working in Norton. He said he has some large shoes to fill and will complete/continue with all the projects Mr. Knapp has started.

Mr. Marshall holds an Associate's Degree in Science, has multiple licenses, and has been in the water industry for 21 years.

4. Grant King, Principal Comprehensive Planner, SRPEDD RE: Presentation of Priority Area Update Materials

Mr. King was accompanied by Mr. Napolitano.

Referenced was Executive Order 525 and Patrick Committee. Discussion ensued on the uncertainty if the Executive Order will go into the future after Patrick Administration.

Powerpoint presentation was presented. It was discussed different grants could be explored.

Mr. Kimball questioned if there was any opportunity through SRPEDD's assistance, if Town can get to a better tax base? He referenced Chartley area, by old train line, they would like to look into that area. Sysco and Reed and Barton are big on the radar screen and if these properties could be marketed through grants, etc., that would be helpful.

Mr. King will research property near Campanelli as to who is owner.

Also, it was noted two regional meetings will take place and Board of Selectmen will be made aware of the date.

Mr. Napolitano stated he has been with SRPEDD for 28 years, and Norton has been one of the best towns to work with.

5/23/13 Bd. of Selectmen Minutes

Page 6

Mr. Kimball discussed Canoe River Aquifer and Daggett-Crandall land, and the possibility of grants.

Mr. Napolitano said Town may be able to go in with State and partner with State; DEP/DCS to protect Canoe River Aquifer and meets a lot of priorities so you may want to approach Easton. It was noted Land Preservation Society may want to be involved as well.

Mr. Kimball asked Mr. Yunits to check with Ms. Carlino, Conservation Agent, to reach out to her counterparts in Easton regarding this.

Mr. Yunits referenced intersection of Routes 123 and 495 (just off highway); need to protect wetlands but could look at developing. Discussion ensued.

Mr. Napolitano complimented the Town Municipal Center Staff as they were wonderful to work with.

5. Water Bodies Committee

Mr. Brian Brady, Co-Chairman of the Water Bodies Committee, was present and discussed various issues, such as “Why we should be concerned with invasive plants”, etc. Everyone needs to be concerned as they endanger swimmers, boaters, skiers, increase mosquito populations, and place limitation on water uses.

He said an herbicide application costs about \$500-\$1000 per acre; and other water bodies it could cost between \$300-\$500 per acre for other invasive plants.

He spoke of “other means of eradication” if there were enough volunteers.

Mr. Kimball asked Mr. Yunits to see if the Conservation Agent, Ms. Carlino, would have any interest or expertise in doing this; water level drawdown combined with herbicide treatments.

It was noted Lake Winnecunnet Pretreatment survey cost would be \$1,000 to \$2,000. Application and permitting between \$800-\$1200.

Regarding sonar application; looking at about 20 acres and would be about \$20,000 (\$1,000 per acre).

Norton Reservoir to apply for permitting for a lake drawdown; apply for herbicide treatments for an estimated 20 acres = \$30,000.

Chartley Pond to apply for permit; application for drawdown; pretreatment surveys; herbicide treatment (actually 37 acres)but will treat about 10 acres at an \$8,000-\$12,000 cost.

5/23/13 Bd. of Selectmen Minutes

Page 7

It was noted for a Town permit to apply all herbicides they could look into a Town-wide “blanket” permit for various water bodies. Discussion ensued.

Mr. Brady recommended a three to five year contract when a company is selected. First year at \$120,000 and about \$120,000 the second year

Mrs. Steele asked if this is something that would be borrowed or otherwise? She said her thought is this is an investment to the Town of Norton and can borrow money at a low interest rate. Once contract of three to five years ends, the Water Bodies Committee should be a solid Committee in this Town.

Mr. Kimball said looking at it from a capital side, he suggested to possibly borrow ½ million dollars was his opinion, and lock in interest rate, but needs to be looked into and must be a five year commitment. It makes sense the Water Bodies Committee must stay in existence.

Mr. Yunits stated he would need to check to see if Town can borrow on something like that; he will check with bond company.

Mr. Kimball said possibly they can borrow money from the federal government.

Mr. Salvo said they need to work on this quickly because the longer they wait the worse the weeds will grow.

Mr. Kimball said the Board of Selectmen is asking Mr. Brady to go back to his Committee with Board of Selectmen’s concerns and suggestions, and get a plan together, and let Board know what their Committee needs, and to also work with Town Manager, and they can try to put an Article on Town Meeting Warrant for Fall.

Mr. Brady said they will need Conservation Commission to “jump on board” at some point; it needs to go through Conservation.

Mr. Kimball recommended they get placed on Conservation Commission’s agenda, etc.

Mrs. Steele said possibly they can ask Conservation Commission to put Board of Selectmen and Water Bodies Committee jointly on their agenda, as there is a need to get things coordinated before Fall Town Meeting.

Mr. Kimball recommended to have a joint meeting between Conservation Commission, Board of Selectmen, and Water Bodies Committee, and possibly DEP (whoever will make final decision), along with an invite to any other party who should be part of it, and possibly hold this meeting at the Norton Library where they can discuss this. Also, they need to check into funding mechanism.

6. Vote to approve and sign South Shore Millwork, Inc. TIF

Mr. Yunits explained; this was TIF Board of Selectmen reviewed previously.

MOTION was made by Mr. Giblin to approve and sign South Shore Millwork , Inc. TIF, dated May 23, 2013. Second by Mrs. Steele. MOTION CARRIES.

7. Vote to approve and sign [ENFINITY SPV] Solar Pilot Agreement

Mr. Yunits explained. This being an Article at Town Meeting also and to engage in a Pilot Agreement (20 year agreement). It is \$30,000/year; located off of East Hodges Street.

MOTION was made by Mr. Giblin to approve and sign [ENFINITY SPV] Solar Pilot Agreement, dated today, May 23, 2013. Second by Mr. Salvo. Vote: Four in favor and one opposed (Mrs. Steele voted Not In Favor of Motion; all others voted in Favor of Motion). MOTION CARRIES.

8. Vote to approve and sign:

. FY'14 SERSSG DPW Supplies Contract:

Mr. Yunits explained details/costs: total cost = \$586,496.90.

Mr. Giblin asked how does this compare to last year?

Mr. Yunits spoke of comparison from last year.

MOTION was made by Mr. Bramwell to approve FY'14 SERSG DPW Supplies Contract, as presented and recommended. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

. FY '14 Paper Supplies

Mr. Yunits explained details/costs. Total cost: \$33,874.04

MOTION was made by Mr. Giblin to approve FY'14 SERSG Paper Supplies as recommended to W.B. Mason, Co., Inc. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.

. FY '14 Office Supplies

W.B. Mason was the only bidder on this; 76.52% discount.

MOTION was made by Mr. Giblin to approve the SERSG FY'14 Office Supplies bid with "discounts" as recommended to W. B. Mason, Co., Inc. Second by Mr. Salvo.

Discussion: Discussion on toner/ink – it is necessary to work out a deal so the Town Hall uses the same kinds to make it more cost effective. Mr. Giblin said where he is employed, they lease a copier and it includes toner as well as maintenance. So it is a savings based on that.

Vote: Unanimous. MOTION CARRIES.

B. OLD BUSINESS

1. 7:15 p.m. – Review of the Board of Selectmen’s proposed revisions to the Policy concerning Liquor Licenses in the Town of Norton

Mr. Kimball reviewed the Policy. When asked by Mr. Kimball if anyone from audience wanted to speak in favor or not in favor of this, there was no response from audience.

Mr. Kimball said Norton is pro-business.

Mr. Kimball asked if Board of Selectmen had any comments or questions?

Mr. Giblin discussed the first offense being up to five days; and after first offense, it is generally clear-cut. Discussion ensued.

Mr. Kimball encouraged business owners to have a policy manual in place.

Mr. Kimball thanked the business owners for attending this evening.

C. TOWN MANAGER’S REPORT

. Update – Ellis Road and Pratt Drive streetlights

Mr. Yunits explained. He has been communicating with neighbors and asked everyone to attend meeting, including National Grid on June 6 to see what issue is with these particular lights. He will get Planning Board and National Grid in same room to discuss so this does not happen again.

Mr. Kimball said there is no need for meters, and the problem with this particular development is it has a meter.

Mr. Giblin said it appears to be done backwards; and questioned why it was done this way?

It was noted on actual plan it shows only four lights.

Mr. Salvo said it had to be inspected and signed off. Discussion ensued.

. Update – InterMunicipal Agreement

Mr. Yunits stated on May 17, 2013, he provided Board of Selectmen the latest version of this Agreement. At this time, he wants to ensure the language is fine with correct legalize.

. Update – Shpack Superfund Site

Mr. Yunits said he and Mr. Kimball attended a meeting on Shpack recently and they hope to have

E. APPOINTMENTS/RESIGNATIONS

1. Vote to appoint Janet Lamonica as the Democratic Member of the Board of Registrars, to fill the vacancy created by the resignation of Cynthia Gouveia, term to expire March 31, 2014.

MOTION was made by Mr. Bramwell to appoint Janet Lamonica as the Democratic Member of the Board of Registrars, to fill the vacancy created by the resignation of Cynthia Gouveia, term to expire March 31, 2014. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

VI. SELECTMEN'S REPORT AND MAIL

Mrs. Steele spoke of the importance of security cameras for Town Hall.

Mr. Yunits said this is currently being worked on.

Mr. Kimball said it is important it be one of the priorities. It should be interior and exterior cameras.

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Mr. Salvo noted the brush on Route 495 ramp area got clipped very well. It gives a bit of better visibility when pulling out onto Route 123. There is still room for improvement, but machine could only reach where it could reach.

Mr. Kimball said traffic lights installed in that area would be beneficial. First thing is to push for a traffic study and need to stay focused on this issue.

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Mr. Kimball said Monday is Memorial Day and the Parade to recognize the Veterans. In addition this year, a Dedication at Memorial for Master Sgt. Gregory Trent will be held. Master Sgt. Trent's Mother and Father will be present at the Memorial of Master Sgt. Trent.

VII. NEXT MEETING'S AGENDA

1. Application of Bog Iron Brewing, LLC for a Wine or Malt Only Pouring License
2. Annual Election Hours
3. American Legion is closing and they need to move their cannon. Historical Society will be involved.

VIII. EXECUTIVE SESSION

IX. ADJOURNMENT

MOTION was made by Mrs. Steele to Adjourn at 8:45 p.m. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

Respectfully Submitted by:

Janet A. Sweeney
Board of Selectmen – Recording Secretary

Documents Distributed/Reviewed at May 23, 2013, Board of Selectmen Meeting

- . Draft Board of Selectmen Minutes of Meeting, dated May 9, 2013
- . Town of Norton Board of Selectmen Policy “Liquor Licenses”, Adopted December 2, 1993; Amended May 8, 1997 and March 14, 2013
- . Agreement for Payment in Lieu of Taxes for Real and Personal Property between Town of Norton, Massachusetts and ENFINITY SPV
- . Tax Increment Financing Agreement Between The Town of Norton (the “TOWN”) and South Shore Millwork, Inc., Brian Mathew, LLC, and Maple Street Rear LLC (the “Property Owners”; collectively, the “COMPANY”)
- . Notice of Public Hearing, to be held May 23, 2013, at 7:45 p.m. on the application of Zheng’s International, Inc. d/b/a Greatwoods Mandarin for Transfer of Stock and Change of Manager, with accompanying documentation: Retail Alcoholic Beverages License Application; Petition for Change of License; Petition for Transfer of Ownership; Application for Retail Alcoholic Beverage License; Personal Information; Applicant’s Statement; Manager Application; Certificate of Vote-Zheng’s International, Inc.; CORI Request Form
- . EMS Pride Medical Consultant Quality Award to Daniel L. Lenoci, EMT-I
- .EMS Pride Medical Consultant Quality Award to David F. Chaves, EMT-I
- . EMS Pride Medical Consultant Quality Award to Stacia J. Khorey, Paramedic
- . SERSG DPW Supplies IFB Fiscal Year 2014 Contract Award Sheet
- . SERSG IFB for Paper for Fiscal Year 2014 with accompanying document: “Bid Tally SERSG IFB for Paper Supplies – Fiscal Year 2014, May 1, 2013 at 11:00 a.m.
- . SERSG Office Supplies IFB for Fiscal Years 2014 and 2015 Contract Award Sheet with accompanying document “Bid Tally SERSG Office Supplies IFB – Fiscal Years 2014-2015, April 30, 2013 at 11:00 a.m.
- . Presentation of Priority Area Update Materials by SRPEDD

**BOARD OF SELECTMEN
MINUTES OF MEETING OF
MAY 23, 2013**

ROBERT W. KIMBALL, JR., CHAIRMAN

MARY T. STEELE, VICE-CHAIR

BRADFORD K. BRAMWELL, CLERK

TIMOTHY R. GIBLIN

ROBERT S. SALVO, SR.

Dated: _____

