

**BOARD OF SELECTMEN  
MINUTES OF MEETING  
MAY 22, 2014**

**I. CALL TO ORDER BY CHAIRMAN**

The May 22, 2014, Meeting of the Board of Selectmen was called to Order by Mrs. Steele, Chairman, at 7:00 p.m., held in the First Floor Selectmen's Conference Room.

A. ROLL CALL: Mrs. Mary Steele, Chairman; Mr. Timothy R. Giblin, Clerk; Mr. Robert W. Kimball, Jr.; and Mr. Robert S. Salvo, Sr. were present. Absent: Mr. Bradford Bramwell, Vice-Chair. 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 10, 2014, Warrant #68, dated May 15, 2014, in the amount of \$1,087,603.03

**MOTION was made by Mr. Giblin to Approve bi-weekly payroll for the period ended May 10, 2014, Warrant #68, dated May 15, 2014, in the amount of \$1,087,603.03.  
Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.**

- B. Approve bills Warrant #69, dated May 15, 2014, in the amount of \$9,429,619.15

**MOTION was made by Mr. Giblin to Approve bills Warrant #69, dated May 15, 2014, in the amount of \$9,429,619.15. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.**

- C. Approve bills Warrant #70, dated May 22, 2014, in the amount of \$214,573.41

**MOTION was made by Mr. Giblin to Approve bills Warrant #70, dated May 22, 2014, in the amount of \$214,573.41. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.**

- D. Approve Minutes – May 1, 2014  
May 8, 2014

**MOTION was made by Mr. Giblin to Approve the Board of Selectmen Minutes of Meeting, dated May 1, 2014, as written. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.**

**MOTION was made by Mr. Giblin to Approve the Board of Selectmen Minutes of Meeting, dated May 8, 2014, as written. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.**

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

1. 7:30 P.M. HEARING – Application of Trans International Auto, Inc., to modify its Class II License to Buy, Sell, Exchange or Assemble Second-Hand Motor Vehicles, or parts thereof, in accordance with the provisions of Chapter 140 of the Massachusetts General Laws, and a change in address from 104 Plain Street, Norton, MA 02766, to 406 Old Colony Road, Norton, MA 02766

**MOTION was made by Mr. Giblin to Open the Hearing of Trans International Auto, Inc., to modify its Class II License to Buy, Sell, Exchange or Assemble Second-Hand Motor Vehicles, or parts thereof, in accordance with the provisions of Chapter 140 of the Massachusetts General Laws, and a change in address from 104 Plain Street, Norton, MA 02766, to 406 Old Colony Road, Norton, MA 02766. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.**

Ms. Ibrahim, secretary for the company, explained their business has grown and also spoke of the planned renovated building and said it would be directly next to the car wash. Customer parking spaces would be in front and their request is for 16 vehicles. She said there would be no garage/no maintenance on site; and license to include also wholesale to wholesale.

Mr. Giblin said nothing has been inspected as yet, therefore, concern that Fire Department may have comments/requests so contingent on final inspection.

Mr. Yunits stated Building inspector will advise them how many spaces they need.

Mr. Kimball suggested to reduce it to 14 parking spaces. If it needs to be expanded, they can relook at it next year.

**MOTION was made by Mr. Giblin to Close the Public Hearing of Trans International Auto, Inc., to modify its Class II License to Buy, Sell, Exchange or Assemble Second-Hand Motor Vehicles, or parts thereof, in accordance with the provisions of Chapter 140 of the Massachusetts General Laws, and a change in address from 104 Plain Street, Norton, MA 02766, to 406 Old Colony Road, Norton, MA 02766. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.**

**MOTION was made by Mr. Giblin to Approve Application of Trans International Auto, Inc., to modify its Class II License to Buy, Sell, Exchange or Assemble Second-Hand Motor Vehicles, or parts thereof, in accordance with the provisions of Chapter 140 of the Massachusetts General Laws, and a change in address from 104 Plain Street, Norton, MA 02766, to 406 Old Colony Road, Norton, MA 02766, with restrictions to 14 vehicles and subject to final inspection by Town of Norton and Zoning review. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.**

#### **IV. ANNOUNCEMENTS**

Town Offices will be closed Monday, May 26, 2014, in observance of Memorial Day.

Memorial Day Parade will be held Monday, May 26, 2014, to step off from the Henri A. Yelle School Parking Lot, 10:00 A.M. – Approximately 11:15 A.M. – 11:30 A.M.

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Blood Drive to be held at Norton Library on June 2 – contact 1800redcross or redcrossblood.org website for more information.

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Notice of Public Information Meeting on May 29 at 7:00 P.M. at Norton Public Library to discuss Route 123 project.

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Founder's Day will be held on June 21, 2014 from 5-9 p.m. and still looking for companies who want to make donations for the fire works, etc. Contact Sheri Cohen at (617)-688-4454.

## **V. BUSINESS**

### **A. NEW BUSINESS**

#### **1. Discussion – Sewerage at Woodland Meadows**

Mr. Kimball explained this situation. Mr. Kimball stated if anyone in Town had more than three violations in one year, they would be forced to shut down/it would be a cease and desist and shut down.

Mr. Salvo is the Chair of the Housing Authority. Letters to state reps and senators were encouraged informing them of this failure of the system and need to come up with a way to fix it. Also, rather than spend \$4,000 per month to pump this facility, the Town's money would be better used to make a connection on the main street and connect to Norton Middle school. This involves Town, School Dept., and State, and State should pay for the improvements.

Mr. Kimball suggested Andrea Downey from Housing Authority; Town Manager; School Department; Water/Sewer Department; and Highway Superintendent (Mr. Silver) should meet regarding this, as this is overdue.

Mr. Salvo said pumping is paid out of the Housing Authority annual budget.

Mr. Salvo spoke of letters to the state reps being very important. They need an answer from School Department, and as a Town, Norton needs to confirm that they could use it.

Mr. Kimball stated he had a recent conversation with Superintendent of Schools, Dr. Baeta, and he indicated he would have no concern as long as there is enough flow. It appears to be a win-win for everyone. It is important to have state reps and senators involved because they need to obtain the money. There are some options. Discussion ensued. Mr. Kimball believed the Board of Selectmen should send a letter to state reps/senators also, in addition to the Housing Authority, and it would be ideal to have Mr. Yunits head it up to get it moving.

#### **2. Award SERSG Bid – DPW Services and Supplies**

Mr. Yunits explained.

**MOTION was made by Mr. Kimball to award SERSG IFB for DPW Services and Supplies for Fiscal Year 2015, to bidders as referenced on the Contract Award Sheet, presented at the May 22, 2014 Board of Selectmen meeting. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.**

3. Award SERSG Bid – Paper Supplies

**MOTION was made by Mr. Kimball to award SERSG IFB for Paper Supplies for Fiscal Year 2015, as referenced on the Contract Award Sheet, to W.B. Mason Co, Inc. Second by Mr. Giblin.**

**Vote: Unanimous. MOTION CARRIES.**

Mrs. Steele indicated the Water & Sewer Treatment Chemicals also need to be voted upon.

**MOTION was made by Mr. Kimball to award SERSG Water & Sewer Treatment Chemicals IFB for Fiscal Year 2015, to bidders as referenced on the Contract Award Sheet, presented at the May 22, 2014 Board of Selectmen meeting. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.**

4. Request of the Norton Gold Star Committee to include The MSG Trent Memorial Scholarship Fund with the Gold Star Gift Account and to accept \$500.00 Gift

Mr. Kimball said the Gold Star Committee decided last fall to start this Scholarship Fund. There was certain criteria needed from the applicants and they had 19 essays committed and they are all very good. \$500 was raised last Saturday at the yard sale they recently held at the Yelle School. The fund is designed to update maintenance of facility that was built, but they would like to add to that update; maintenance and scholarship. Norton VFW 8049 stepped forward and wanted to match it; therefore, this recipient will receive \$1,000 total.

**MOTION was made by Mr. Giblin to approve request of the Gold Star Committee to include The MSG Trent Memorial Scholarship Fund with the Gold Star Gift Account and to accept/include \$500.00 Gift (amending existing account of Gold Star Committee to include MSG Trent Memorial Scholarship). Second by Mr. Salvo. Vote: Unanimous. MOTION CARRIES.**

5. Vote to sign or authorize Town Manager, Michael D. Yunits, to sign Contract Change Order #6 for Graves Engineering, Inc./Norton Board of Appeals Re: 274 East Main Street Comprehensive Permit Application (40B)

Mr. Kimball stated this is the final contract. He communicated he had some concerns and the Zoning Board of Appeals should be made aware of these concerns. Such concerns include: 1) concern rise coming over that hill will be dangerous and there are no elevations shown on road.

The Town of Norton has an obligation; it is a "local concern" of this Board of Selectmen for taxpayers and residents of the Town of Norton to ensure that road layout is the way it should be. His suggestion would be that plan should not be approved until the Board of Selectmen have the plan in front of them that indicates exactly what their intentions are. There needs to be some type of assurances from developer. He believed Mr. Yunits will need to contact town counsel to see what can be done. Mr. Kimball stated he will argue for this on Town Meeting floor if necessary, and will use the "war chest" if necessary for legal counsel which has \$50,000 in it and go back to Town Meeting for additional money if necessary. This Board of Selectmen has always been very adamant to have those improvements made and they have not been made. Redesign of that road is necessary prior to anything being done on that project. Mr. Kimball indicated he was agreeable to authorize Contract Change Order.

Mr. Jim Pappas of 3 Danforth Lane (Red Mill Village), spoke regarding this and stated he uses Route 123 every day. He agreed with Mr. Kimball's comments with the safety concern of Route 123. The drawings he saw provided to him by the Zoning Board provide for a turning lane for approximately nine cars, and yet they have parking spaces for 331. Most traffic occurs during rush hour /morning and evening commute, etc. It is a traffic nightmare. This needs to be engineered for the future and the future is coming very soon. He said there were many other residents who reside at Red Mill Village that support him also.

**MOTION was made by Mr. Kimball to authorize Town Manager, Michael D. Yunits, to sign Contract Change Order #6 for Graves Engineering, Inc./Norton Board of Appeals Re: 274 East Main Street Comprehensive Permit Application (40B). Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.**

Mrs. Steele respectfully requested Mr. Yunits to prepare a letter to Zoning Board of Appeals regarding the Board of Selectmen and Town residents' concerns regarding safety of road layout. Mr. Kimball recommended to include the "local concern" in this letter.

Mr. Giblin said the Board of Selectmen needs to see the plans and referenced the public safety issue, and noted that corner is a problem even without those facilities being built. It is very important that the Zoning Board understand where the Selectmen are coming from. It is important to plan for the future and he supported what Mr. Kimball and this Board of Selectmen has communicated.

Mr. Salvo said they are not singling out this developer; these road changes were necessary for any developer that was to build at this location. He also believed the Town's Highway Superintendent, Mr. Silver, needed to be informed of the plans, especially before any approval occurs.

Mr. Kimball agreed input from Highway Superintendent was very important.

**B. OLD BUSINESS**

**1. Update – Cemetery at Newcomb Street, the former Daggett Crandall Property:**

- . Future Use
- . Mowing
- . Harvesting

Mr. Kimball said someone has been harvesting that hay for years and the Town should try to find out who that person is (to continue to maintain it). A couple of years ago, a person came before Board to talk about a potential community garden. Utilization of one side as a cemetery and other side as a community farming/garden (fresh vegetables, etc.). Anyone or any group interested in doing (i.e., Cupboard of Kindness; a community group; a church group) would be beneficial. They could possibly drop a well and add a road. The Town could get it kick-started if someone was interested and the Town Manager would be the contact person for anyone interested in doing this.

**C. TOWN MANAGER'S REPORT**

**. Update – Solar RFP**

Mr. Yunits spoke of a mandatory meeting for any companies that wished to bid on RFP; and thirteen companies have an interest, with bids due on June 13, and anticipate approval by June 23. The Town should do well with this.

**E. APPOINTMENTS/RESIGNATIONS**

1. Resignation of Charles Moitoza, Water and Sewer Commissioner, effective May 13, 2014

Mr. Kimball wanted to thank Mr. Moitoza for serving and it has been a very busy year with a lot of progress being made. It takes a lot of time and effort. He asked Mr. Yunits to please send a letter to Mr. Moitoza thanking him for his service to the Town.

If anyone is interested in serving in this capacity they should send letter of introduction and qualifications to the Town of Norton Water and Sewer Dept.

Mr. Kimball suggested they also advertise this position on cable.

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

Mr. Giblin congratulated Joshua E. B. Cobb from Boy Scouts Troop 61 on his Eagle Scout projects which included, but not limited to, constructing kiosks, one of which was built at Canoe River with posting of rules and regs, a park bench, and this Eagle Scout ceremony will happen in June.

Mrs. Steele asked which Board members may be able to attend this ceremony as the Board should RSVP to this.

Mr. Giblin stated he would be able to attend this, and the other Board members would attend if they were able to do so.

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Mr. Giblin wished his daughter a happy 23<sup>rd</sup> birthday!

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Mr. Kimball stated he attended the Alternative Transportation Meeting last night at Town Hall and they are excited about moving forward; proposed bike path and funding was discussed. He thought Ch90 money would be used but it is under a separate account and they asked if they needed Town Meeting involvement for any approvals, etc.

Mr. Yunits responded that was not needed.

Mr. Yunits said RFQ was needed and then will get on the TIP.



Mrs. Steele noted the local Cub Scout Pack 27 sent an invitation to the Board of Selectmen with any guests they would like to include at this ceremony. The date is May 28 at 6 p.m. and will be held at the Chartley Methodist Church. Mr. Giblin responded he may be able to attend. Mrs. Steele asked Mr. Giblin to please advise them if he was able to attend or not.

**IX. ADJOURNMENT**

**MOTION was made by Mr. Kimball to Adjourn at 8:10 P.M. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.**

Respectfully Submitted by:

Janet Sweeney  
Board of Selectmen – Recording Secretary

**BOARD OF SELECTMEN**

**MINUTES OF MEETING OF**

**MAY 22, 2014**

**MARY T. STEELE, CHAIRMAN**

**BRADFORD K. BRAMWELL, VICE-CHAIR**

**TIMOTHY R. GIBLIN, CLERK**

**ROBERT W. KIMBALL, JR.**

**ROBERT S. SALVO, SR.**

**Dated:** \_\_\_\_\_

**Documents Distributed/Reviewed at May 22, 2014, Board of Selectmen Meeting**

Board of Selectmen Draft Minutes of Meeting dated May 1, 2014 and May 8, 2014

Graves Engineering, Inc. Contract Change Order #6, dated May 15, 2014, addressed to Norton Zoning Board of Appeals (copy to Board of Selectmen) from Donald J. Graves, P.E., President, Re: Comp. Permit Application (40B), 274 East Main Street, 7<sup>th</sup> Peer Review (Project No. 13700EMS)

Application for License Permit by Trans International Auto, Inc. (George Ibrahim) to modify its Class II License to Buy, Sell, Exchange or Assemble Second-Hand Motor Vehicles, or parts thereof, in accordance with the provisions of Chapter 140 of the Massachusetts General Laws, and a change in address from 104 Plain Street, Norton, MA 02766, to 406 Old Colony Road, Norton, MA 02766

SERSG DPW Supplies IFB-Fiscal Year 2015-Contract Award Sheet

SERSG Paper Supplies IFB-Fiscal Year 2015-Contract Award Sheet

SERSG Water Sewer Treatment Chemicals IFB-Fiscal Year 2015-Contract Award Sheet

Memorandum dated May 14, 2014, addressed to Board of Selectmen from Danielle Sicard, Town Clerk, Re: Resignation of Charles Moitoza from Water & Sewer Commissioner, effective May 13, 2014, with accompanying email correspondence (letter of resignation) from Charles Moitoza, dated May 13, 2014