

**BOARD OF SELECTMEN
MINUTES OF MEETING
JUNE 18, 2015**

I. CALL TO ORDER BY CHAIRMAN

The June 18, 2015, Meeting of the Board of Selectmen was called to Order by Mr. Bramwell, Chairman, at 7:00 P.M., held in the First Floor Conference Room.

A. ROLL CALL: Mr. Bradford Bramwell, Chairman; Mr. Timothy R. Giblin, Vice-Chair; and Mr. Robert W. Kimball, Jr., Clerk, were present. Mrs. Mary T. Steele arrived at 7:05 P.M.

Absent: Mr. Robert S. Salvo, Sr. Mr. Michael Yunits, Town Manager, was also present.

B. Pledge of Allegiance

II. WARRANTS AND MINUTES

- A. Approve bills Warrant #76, dated June 11, 2015, in the amount of \$346,286.16

MOTION was made by Mr. Kimball to Approve bills Warrant #76, dated June 11, 2015, in the amount of \$346,286.16. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

- B. Approve Minutes – February 26, 2015

MOTION was made by Mr. Kimball to Approve the Board of Selectmen Minutes of Meeting, dated February 26, 2015, as written. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

III. LICENSES AND PERMITS

1. 7:05 P.M. HEARING – Application for a transfer of the Retail Package Goods Store License to Expose, Keep for Sale, and to Sell Wines and Malt Beverages Not To Be Drunk on The Premises, including Pledge of the License and Inventory, from Cozy Corporation d/b/a Cozy Beer and Wine, Manager: Mruga Patel, 411 Old Colony Road, Norton, MA 02766, to A&R Enterprise Inc. d/b/a Cozy Beer and Wine, Manager: Mayur Amin, same address

Mr. Kimball read aloud the legal notice.

Attorney Praven Shenoy was present, on behalf of this transaction. He stated the buyer was present as well as the seller, who is in the audience. Attorney Shenoy stated his client just signed the Town policy on dispensing of alcohol to minors and is aware this is more than against the law. For the past year, the buyer has been working for the seller and has been getting acquainted with the business. He and his wife were both sworn in as citizens also. He noted they were not yet TIPS certified.

Mr. Bramwell said the Board strongly suggests being TIPS certified.

Mr. Kimball said it appears to be a very clean transfer and all appears to be in order.

Mr. Yunits asked if the ad was yet paid for through Carol, the Office Administrator.

Attorney Shenoy responded he will pay it.

MOTION was made by Mr. Kimball to approve Application for a transfer of the Retail Package Goods Store License to Expose, Keep for Sale, and to Sell Wines and Malt Beverages Not To Be Drunk on The Premises, including Pledge of the License and Inventory, from Cozy Corporation d/b/a Cozy Beer and Wine, Manager: Mruga Patel, 411 Old Colony Road, Norton, MA 02766, to A&R Enterprise Inc. d/b/a Cozy Beer and Wine, Manager: Mayur Amin, same address, with condition that fingerprint investigation results arrive back positive. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

2. Application of Kristin Chapman for a one-day all alcohol license to be utilized at Everett Leonard Park, Saturday, July 4, 2015, 12:00 Noon – 6:00 P.M., for a private party

It was noted this was approved by both the Fire and Police Chief.

MOTION was made by Mr. Kimball to Approve Application of Kristin Chapman for a one-day all alcohol license to be utilized at Everett Leonard Park, Saturday, July 4, 2015, 12:00 Noon – 6:00 P.M., for a private party, with no detail required. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

IV. ANNOUNCEMENTS

This coming Saturday, June 20th is the Founder's Day celebration in Norton at the H.A. Yelle School from 5 – 9 p.m.
.....

Town of Norton Employment Opportunity for a Water & Sewer Technician. All letters of interest/resumes must be submitted by June 29 at 4:00 P.M. to the Water Superintendent.

V. BUSINESS

A. NEW BUSINESS

1.Discussion Re: Right of First Refusal under MGL C. 61A – Intent of Ashley M. Ware, Trustee of Mims Norton Nominee Trust to sell the property at 0 Leonard Street, Norton, MA – Tax Map 11, Parcel 26

Mr. Yunits stated no Town departments appeared to be interested in this per the correspondence he sent to them. The Town would purchase it for \$144,000.

Mr. Kimball said this was a great opportunity to see if the Town could acquire some of the backland.

Mr. Kimball said he would like to wait another week to have Town Manager relay to other party, the Town is looking into this further.

2. Award FY'16 Contracts to the bidders listed below under the SERSG DPW Supplies IFB for a twelve-month period commencing July 1, 2015:

. **Mid-Grade Unleaded Gasoline** to Peterson Oil Services, Inc., Worcester, MA

. **Ultra Low Sulfur Diesel** to Peterson Oil Service, Inc., Worcester, MA

This award is conditioned upon the receipt of the appropriate documents specified in the above IFB, which the SERSG Regional Administrator will collect on behalf of the Board of Selectmen and present them to the Board for final approval and signature

MOTION was made by Mr. Giblin to Award FY'16 Contracts to the bidders listed below under the SERSG DPW Supplies IFB for a twelve-month period commencing July 1, 2015:

. Mid-Grade Unleaded Gasoline to Peterson Oil Services, Inc., Worcester, MA

. Ultra Low Sulfur Diesel to Peterson Oil Service, Inc., Worcester, MA, and this Award is conditioned upon the receipt of the appropriate documents specified in the above IFB, which the SERSG Regional Administrator will collect on behalf of the Board of Selectmen and present them to the Board for final approval and signature. Second by Mrs. Steele. Vote: Unanimous. MOTION CARRIES.

C. TOWN MANAGER'S REPORT

. Update – 274 East Main Street Roadway Reconstruction Project

There will be a meeting held on Monday, June 29 from 6-8 P.M. at the Norton Public Library.

Mr. Bramwell noted this is not a public hearing, therefore, notifications will not be sent out.

Mr. Yunits said he met with Mr. Silver, Highway Superintendent, and Police Chief Clark, and got some good ideas. It is important to establish who contractor will be so they can sit down with him. David Eastridge has said he has a new traffic management plan and he will call him tomorrow.

Mr. Bramwell asked Mr. Yunits to ask Mr. Eastridge if they have reached out to businesses yet.

Mr. Giblin said the Board asked him to reach out to businesses a couple of different times.

Mr. Bramwell stated the Board won't talk to Mr. Eastridge until he has spoken to the businesses, the Board won't talk to him. Discussion followed on road closure/lane being open, etc.

. Update – Meeting on the Xfinity Center

Mr. Yunits said he and Chief of Police and Detective Peterson met with Xfinity Center. One discussion related to the ambulance and they have asked them to ask their ambulance companies if they don't need to utilize their sirens coming back from Sturdy Hospital but understand they need to utilize sirens when transporting a patient. They also expressed concerns at Roche Bros. Plaza and the Chief of Police provided his concern of certain concerts. There are events where bike patrols should be utilized. Xfinity

said they would reach out to Roche Bros. Plaza to see what their concerns are, and he also indicated the Town should call him when needed.

Mr. Bramwell said he believed the tailgating is happening in Roche Bros. parking lot because parking Xfinity is not allowing it.

. Year End Transfer Schedule

Mr. Yunits said in order to make year end transfers at end of year, it needs sign-off by July 15, 2015 by FinCom and Board of Selectmen.

. July 4th Holiday Office Hours

The Town Hall will be closed on Friday, July 3rd, which is a Town holiday.

.....

Mr. Yunits said a couple of the Norton Police detectives are dealing with the heroine epidemic and working with other towns as well.

D. APPOINTMENTS/RESIGNATIONS

1.Appointment of Highway Department Driver/Laborer/CDL II – Gregory Ramos

Mr. Silver stated Mr. Ramos had good experience with a bucket truck and tree issues.

MOTION was made by Mr. Giblin to appoint Mr. Gregory Ramos to the Highway Department Driver/Laborer/CDL II, effective July 1, 2015. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.

2. Appointment of Four (4) Permanent Full Time Civil Service Fire Lieutenants

Mr. Yunits indicated four permanent full time civil service fire lieutenants were appointed, effective July 1, 2015: Todd J. Jones, Andrew B. Burgess, Jason P. Robbins, and Eric J. Tynan. He said they will come in when the Town Clerk swears them in during July.

Mr. Yunits stated these newly appointed lieutenants had to take a civil service test and bought the books on their own and studied and took the test. There were a number of members of the department that took the test.

Mr. Kimball stated he was opposed to having a promotion to lieutenants but he will not require this to be reconsidered but wanted to communicate his concerns.

Mr. Bramwell said the Board felt it was more continuity and they would receive a stipend for when they were acting lieutenants.

MOTION was made by Mrs. Steele to appoint Todd J. Jones, Andrew B. Burgess, Jason P. Robbins, and Eric J. Tynan as Permanent Full Time Civil Service Fire Lieutenants. Second by Mr. Giblin. Vote: Roll Call: All members voted in the affirmative, except for Mr. Kimball who voted not in favor of motion. MOTION CARRIES.

2. Reappointments – Boards and Committees

Mr. Yunits said there was one update regarding the Gold Star Committee regarding Mr. DeLuca; there was some confusion if he was ever on this Committee.

Mr. Kimball said there was no one being reappointed to Gold Star Committee and his suggestion was to skip over this for now. He wanted to be clear there was one position available on the Gold Star Committee.

MOTION was made by Mrs. Steele to reappoint Karen Kenter-Potty to the Alternative Transportation Committee. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.

MOTION was made by Mrs. Steele to reappoint Scott Hollman to the Alternative Transportation Committee. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.

MOTION was made by Mr. Kimball to reappoint Robert Medeiros to the Board of Health. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

MOTION was made by Mr. Giblin to reappoint Jennifer Carlino to the Canoe River Aquifer Advisory Committee. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.

MOTION was made by Mr. Giblin to reappoint Daniel Rich to the Cemetery Commission. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.

MOTION was made by Mr. Giblin to reappoint Mary Ellen Stentiford to the Cemetery Committee. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.

MOTION was made by Mrs. Steele to reappoint Julian L. Kadish to the Conservation Commission. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

MOTION was made by Mrs. Steele to reappoint Lisa M. Carrozza to the Conservation Commission. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

MOTION was made by Mr. Kimball to reappoint Natalie Lima to the Council on Aging. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

MOTION was made by Mr. Kimball to reappoint Elizabeth Fogerty to the Council on Aging. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

MOTION was made by Mr. Kimball to reappoint Carol McLaughlin to the Council on Aging. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

MOTION was made by Mr. Giblin to reappoint Frances Shirley to the Historic District Commission. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.

MOTION was made by Mr. Giblin to reappoint Peg Dooley to the Historic District Commission. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.

MOTION was made by Mr. Kimball to reappoint Ellen McGrath to the Historical Commission. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

MOTION was made by Mrs. Steele to reappoint William Lippincott III, to the Industrial Development Commission. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

MOTION was made by Mrs. Steele to reappoint Alec E. Rich III, to the Industrial Development Commission. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

MOTION was made by Mrs. Steele to reappoint Alec E. Rich, Jr., to the Industrial Development Commission. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

MOTION was made by Mr. Kimball to reappoint Aaron Lacher to the Open Space Committee. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

MOTION was made by Mr. Giblin to reappoint Stan Kubinski to the Recreation Commission. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.

MOTION was made by Mr. Giblin to reappoint Bonnie Yezukevich to the Recreation Commission. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.

MOTION was made by Mr. Giblin to reappoint Sheri Cohen to the Recreation Commission. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.

MOTION was made by Mr. Giblin to reappoint Paul Schleicher to the Town Common Committee. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.

MOTION was made by Mr. Giblin to reappoint Mary Ellen Steniford to the Town Common Committee. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.

MOTION was made by Mrs. Steele to reappoint Keith Silver to the Town Common Revitalization Committee. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

MOTION was made by Mrs. Steele to reappoint Paul Schleicher to the Town Common Revitalization Committee. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

MOTION was made by Mr. Kimball to reappoint Colleen Ryan to the Water Bodies Committee. Second by Mrs. Steele. Vote: Unanimous. MOTION CARRIES.

MOTION was made by Mr. Kimball to reappoint Joseph McFarland to the Water Bodies Committee. Second by Mrs. Steele. Vote: Unanimous. MOTION CARRIES.

MOTION was made by Mr. Kimball to reappoint Carol Zwicker to the Water Bodies Committee. Second by Mrs. Steele. Vote: Unanimous. MOTION CARRIES.

MOTION was made by Mr. Giblin to reappoint Thomas Noel to the Zoning Board of Appeals. Second by Mrs. Steele. Vote: Unanimous. MOTION CARRIES.

V. SELECTMEN'S REPORT AND MAIL

Mr. Kimball referenced Newland Street sewer and said they should discuss this at the next Board of Selectmen meeting and they should have the specific letter associated with this by the next meeting as well.

VI. NEXT MEETING'S AGENDA

VII. EXECUTIVE SESSION

VIII. ADJOURNMENT

MOTION was made by Mr. Giblin to Adjourn at 8:00 P.M. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.

Respectfully Submitted by:

**Janet A. Sweeney
Board of Selectmen – Recording Secretary**

Documents Distributed/Reviewed at June 18, 2015, Board of Selectmen Meeting

. Draft Board of Selectmen Minutes dated February 26, 2015

. Notice of Public Hearing, dated May 29, 2015, addressed to the Attleboro Sun Chronicle (Classified Department) on the application for a Transfer of the Retail Package Goods Store License to Expose, Keep for Sale, and to Sell Wines and Malt Beverages Not To Be Drunk on The Premises, including Pledge of the License and Inventory, from Cozy Corporation d/b/a Cozy Beer and Wine, Manager: Mruga Patel, 411 Old Colony Road, Norton, MA 02766, to A&R Enterprise Inc. d/b/a Cozy Beer and Wine, Manager: Mayur Amin, same address (Said Hearing will be held Thursday, June 18, 2015, at 7:05 P.M. in the Selectmen's Meeting Room, Municipal Center, 70 East Main Street, Norton, MA 02766, in accordance with Chapter 138 of the Massachusetts General Laws)

. Correspondence dated May 20, 2015, addressed to Board of Selectmen's Office (c/o Carol A. Instasi, Office Administrator), re: Petition/Application for Transfer of License (Current Licensee: Cozy Corporation (090800044); Proposed Transferee: A&R Enterprise Inc., from Attorney Praven Shenoy, Babanikas, Ziedman & King, P.C., Brockton, MA accompanied documentation including "Application For Retail Alcoholic Beverage License"; "Petition Ex. 1-DOR Certificate of Good Standing"; "Offer To Purchase"; "A&R Enterprise Inc. Special Meeting of the Shareholders and Directors"; and "Commonwealth of Massachusetts-Alcoholic Beverages Control Commission, Petition For Transfer of Ownership, Transfer of Stock, New Officer(s), Director(s), Stockholder(s), and LLC Manager(s)

. Application for One Day Liquor License (Applicant: Kristen Chapman, Seekonk, MA); Date of Event: 7/4/15 at Everett Leonard Park from 12:00 P.M. to 6:00 P.M.

. Document: "Reappointments Inquiry-2015" for Board and Committees

. Document re: Award Contracts for fuel items to Peterson Oil Service, Inc., Worcester, MA under the SERSG DPW Supplies IFB for a twelve month period commencing 7/1/15

BOARD OF SELECTMEN

MINUTES OF MEETING

JUNE 18, 2015

BRADFORD K. BRAMWELL, CHAIRMAN

TIMOTHY R. GIBLIN, VICE-CHAIR

ROBERT W. KIMBALL, JR., CLERK

ROBERT S. SALVO, SR.

MARY T. STEELE

Dated: _____