

**BOARD OF SELECTMEN
MINUTES OF MEETING
JULY 9, 2015**

I. CALL TO ORDER BY CHAIRMAN

The July 9, 2015, Meeting of the Board of Selectmen was called to Order by Mr. Bramwell, Chairman, at 7:00 P.M., held at the Norton Media Center (Cable Studio), 184 West Main Street, 2nd Floor.

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

B. Pledge of Allegiance

II. WARRANTS AND MINUTES

- A. Approve bills Warrant #79, dated June 29, 2015, in the amount of \$503,599.81
MOTION was made by Mr. Kimball to Approve bills Warrant #79, dated June 29, 2015, in the amount of \$503,599.81. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

- B. Approve payroll for the period ended June 30, 2015, Warrant #80, dated June 30, 2015, in the amount of \$512,098.99
MOTION was made by Mr. Kimball to Approve payroll for the period ended June 30, 2015, Warrant #80, dated June 30, 2015, in the amount of \$512,098.99. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.
- C. Approve bills Warrant #81, dated June 30, 2015, in the amount of \$195,849.01
MOTION was made by Mr. Kimball to Approve bills Warrant #81, dated June 30, 2015, in the amount of \$195,849.01. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.
- D. Approve FY16 bills Warrant #1, dated July 2, 2015, in the amount of \$184,719.75
MOTION was made by Mr. Kimball to Approve FY16 bills Warrant #1, dated July 2, 2015, in the amount of \$184,719.75. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.
- E. Approve FY16 payroll for the 4-day period ended July 4, 2015, Warrant #2, dated July 9, 2015, in the amount of \$253,495.95
MOTION was made by Mr. Kimball to Approve FY16 payroll for the 4-day period ended July 4, 2015, Warrant #2, dated July 9, 2015, in the amount of \$253,495.95. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.
- F. Approve FY16 bills Warrant #3, dated July 9, 2015, in the amount of \$181,648.68
MOTION was made by Mr. Kimball to Approve FY16 bills Warrant #3, dated July 9, 2015, in the amount of \$181,648.68. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.
- G. Approve Minutes
There were no Minutes reviewed/approved.

III. LICENSES AND PERMITS

1. Ralph Lavoie Re: Application of LME, Inc. d/b/a The Downtown, 292 West Main Street, Norton, MA 02766, for a Live Entertainment License

Mr. Bramwell spoke of the issue of the patio and noise, etc.

Mr. Lavoie said they intend on being excellent neighbors.

Mr. Bramwell said they will use the existing patio if he remembered correctly.

Mr. Lavoie responded, yes, they will. He said they are building on Roy McSweeney's excellent reputation, who was a previous owner of the Downtown.

MOTION was made by Mr. Kimball to approve the Application of LME, Inc. d/b/a The Downtown, 292 West Main Street, Norton, MA 02766, for a Live Entertainment License. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

Mr. McSweeney was present and said he travelled here from out of state to help the new owners and to teach them to make the pizza and the dough. He said the new owners communicate to him that they want to follow in his footsteps for what he did for 24 years.

1. Christopher Barrows Re: Transfer of Live Entertainment License and Sunday Entertainment License for Live Entertainment for 33 Investing Corp. d/b/a Tavern 33, from 57 West Main Street, to 336 Old Colony Road, Norton, MA 02766

Noise level was discussed.

Mr. Barrows said a sound check will be performed from professional company. Entertainment will be on Saturday nights only. On Sunday afternoon it will be similar to an open microphone from 4:00 to 8:00 P.M. He has hired an excellent chef and plans for it to be a successful restaurant. He wants to be a good neighbor.

Mr. Kimball said he was near by Mr. Barrows' existing establishment and the doors were open and music was loud. He will vote for this but wanted to ensure the doors are shut.

Mr. Bramwell said hours of operation from last license was from 8 A.M. to 1 A.M.

MOTION was made by Mr. Kimball to approve the Transfer of Live Entertainment License and Sunday Entertainment License for Live Entertainment for 33 Investing Corp. d/b/a Tavern 33, from 57 West Main Street, to 336 Old Colony Road, Norton, MA 02766. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

1. Application of Donna Cabral, Jimmies Ice Cream Co. (Mobile Ice Cream Cart), for a Common Victualler License, to be utilized at 292 West Main Street, Norton, MA 02766. **SUBJECT TO BUILDING INSPECTOR SIGNOFF.**

Ms. Cabral said they currently operate Jimmies Ice Cream in Roslindale. They would start out with a cart and see if it works and then eventually possibly create a retro ice cream business/shop. They will sell Richardson's Ice Cream from Middleboro. Hours will be 11 A.M. to 9 P.M. and will be seasonal starting April 1st and to stop October 1st. Rendition of cart/area was shown to Board.

MOTION was made by Mr. Kimball to Approve the Application of Donna Cabral, Jimmies Ice Cream Co. (Mobile Ice Cream Cart), for a Common Victualler License, to be utilized at 292 West Main Street, Norton, MA 02766, SUBJECT TO BUILDING INSPECTOR SIGNOFF. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

IV. ANNOUNCEMENTS

On July 15 there will be a forum held at Norton High School presented by the Norton Police Department on the heroin and opiate epidemic from 6:00 P.M. to 9:00 P.M.

V. BUSINESS

A. NEW BUSINESS

1. Swearing-In Ceremony – Permanent Full Time Civil Service Fire Lieutenants:

Todd J. Jones
Andrew V. Burgess
Jason P. Robbins
Eric J. Tynan

Todd Jones was born and raised in Norton and is engaged to be married. He also has a 17 year old daughter.

Andrew Burgess is the son of former Norton Fire Chief George Burgess and Debbie Burgess and became a full time fire fighter in 1995.

Jason Robbins was appointed in 2011 to fire and explosion unit of the department.

Eric Tynan became an EMT while he was still a senior in high school. In 2012, he joined the Norton Fire Department.

These Lieutenants were called to the podium to be sworn in by Town Clerk, Danielle Sicard, and also pinning took place.

Chief Schleicher thanked the Board of Selectmen and State reps, but most important, the Fire Department members who were present this evening.

Representative Howitt congratulated the fire fighters and lieutenants and stated he had citations for them and asked them to please come back up if possible. Citation was read aloud by Representative Howitt.

Representative Jay Barrows congratulated all the fire fighters and lieutenants. He noted the Town of Norton is ranked the 43rd safest community in the United States.

Kate Jackson from Senator Jim Timilty's Office, said she was present on behalf of Senator Timilty and said he does love public safety and congratulated them on their appointments.

Chief Schleicher noted there were some brothers from Rehoboth Fire Department also who showed up this evening and thanked them for this support.

And Permanent Full Time Civil Service Fire Fighters:

Brian D. Hurd
Josh J. Wilson

Fire Chief Schleicher thanked Town Manger, Mr. Yunits; Town Clerk, Danielle Sicard; and Mr. Benjamin of the Norton Media Center.

Chief Schleicher spoke of the written civil service exam. It was an arduous class with a written component and an interview conducted, along with a comprehensive background check, and then the state fire academy followed.

Brian Hurd joined the Fire Department in April 2014, resides in Wareham and was a 2006 graduate of Wareham High School. In 2012 he became a paramedic in Chelsea and Revere.

Josh Wilson is a lifelong resident of Norton and in 2011 became an EMT and then a paramedic the following year and is looking to pursue diving for the Fire Dept. Mr. Wilson's father is also a long-time employee of fire department.

Swearing In took place by Town Clerk, Danielle Sicard. Both fire fighters were pinned by their fathers.

2. End-of-Year Transfers – Nothing was discussed on this agenda item.

3. Contract Award–Hill Street Landfill Cover Restoration

Mr. Yunits noted the low bidder was T Ford Company, Inc. in the amount of \$238,850.00 and appears to be the most experienced in landfill work.

MOTION was made by Mr. Kimball to grant Contract Award-Hill Street Landfill Cover Restoration to T Ford Company, Inc., in the amount of \$238,850.00. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

4. Fall Session of the Annual Town Meeting

Mr. Yunits respectfully requested the Board to schedule this for Monday, October 19, 2015 at 7:00 P.M., with Warrant to open this evening. Sept. 1st at 3:30 P.M. is deadline for all Warrant Articles.

MOTION was made by Mr. Kimball to schedule Fall Session of the Annual Town Meeting for Monday, October 19, 2015, at 7:00 P.M., with Warrant to open this evening, July 9, 2015, and deadline for Warrants Articles to be September 1, 2015 at 3:30 P.M. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

B. OLD BUSINESS

1. Right of First Refusal – 0 Leonard Street, Norton, MA – Tax Map 11 Parcel 26 (the “Property”)

Mr. Yunits explained there is a conservation restriction from across street to this parcel and attorneys rejected that. There is still a conservation proposal on other side (61A). This is up to Board’s discretion as to what they want to do.

MOTION was made by Mr. Kimball to have Town waive its Right of First Refusal on 0 Leonard Street, Norton, MA – Tax Map 11 Parcel 26 (the “Property”). Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

2. Norton Housing Authority Community Development Block Grant (CDBG)

Mr. Yunits said he and Andrea, the Director of Norton Housing Authority, are working on this. A vote would be needed by the Board to have the Chairman sign documents.

MOTION was made by Mr. Kimball to authorize Chairman to sign the Norton Housing Authority Community Development Block Grant (CDBG). Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

C. TOWN MANAGER’S REPORT

. Energy Aggregation Update

Mr. Yunits stated the goal is to go out to bid in September. There are three cities added in, therefore, there is a lot of buying power.

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. Update on Library and Reservoir Dam Bids

Mr. Yunits spoke of the bids on library roof, and dam will be a two phased project. Phase 1 has to be done before winter. Phase 2 will is planned to be August 2016.

D. APPOINTMENTS/RESIGNATIONS

1. Vote to appoint a Representative to the MFN Wastewater District Commission

MOTION was made by Mr. Kimball to appoint Mr. Yunits as the Representative to the MFN Wastewater District Commission. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

VI. SELECTMEN'S REPORT AND MAIL

The Board of Selectmen extended their condolences to the family of Diane Thomae who recently passed away.

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Mr. Yunits stated a resignation letter was received from the Town Planner today, dated July 9, 2015.

Mr. Yunits noted a job description is being prepared and will then advertise for a full-time Town Planner.

Mr. Salvo said it would be beneficial to add a P.E. (professional engineer) to this job description where Town is spending so much money on hiring engineering companies.

Mr. Yunits said usually the contractor pays for these studies.

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It was noted the Norton U12 Softball Team was undefeated until last week and headed to Maryland. The team is excited and they are wished the best of luck!

VII. NEXT MEETING'S AGENDA

1. 7:05 P.M. – Joint Meeting with Water/Sewer Commissioners Re: Sewer Connection Fees and Process
2. 7:30 P.M. – Hearing – Application of Signature Bus Sales LLC, 347 Old Colony Road, for a Class I Car Dealer License

3. One-Day Liquor License applications for the Deutsche Bank Championship Golf Tournament at the TPC Golf Course
4. Chief of Police Brian M. Clark Re: Appointment of Full Time Civil Service Patrolman

VIII. EXECUTIVE SESSION

IX. ADJOURNMENT

MOTION was made by Mr. Kimball to Adjourn at 8:00 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 July 9, 2015, Board of Selectmen Meeting

. Application of LME Inc. d/b/a The Downtown, 292 West Main Street, Norton, Ma 02766, for a Live Entertainment License

. Transfer of Live Entertainment License and Sunday Entertainment License for Live Entertainment for 33 Investing Corp. d/b/a Tavern 33, from 57 West Main Street, to 336 Old Colony Road, Norton, MA 02766 for Christopher Barrows

. Application of Donna Cabral, Jimmies Ice Cream, Co. (Mobile Ice Cream Cart), for a Common Victualler License, to be utilized at 292 West Main Street, Norton, MA 02766

. Letter dated May 26, 2015, addressed to Town of Norton Assessor's Office, Re: 0 Leonard Street, Norton, MA – Tax Map 11 Parcel 26 (the "Property"), from Jessica Alfano Powell, Nutter McClennen & Fish LLP

. Town of Norton Bid Quotation Form – Hill Street Landfill (Landfill Cover Restoration) with accompanying documentation from T Ford Company, Inc.

. Resignation Letter, dated July 9, 2015, addressed to Ms. Joanne Haracz, Chair, Norton Planning Board, from Charles W. Gabriel

BOARD OF SELECTMEN

MINUTES OF MEETING OF

JULY 9, 2015

BRADFORD K. BRAMWELL, CHAIRMAN

TIMOTHY R. GIBLIN, VICE-CHAIR

ROBERT W. KIMBALL, JR., CLERK

ROBERT S. SALVO, SR.

MARY T. STEELE

Dated: _____