

### TOWN OF NORTON

BOARD OF SELECTMEN MUNICIPAL CENTER,

RECEIVED NORTON TOWN CLERK

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Board of Selectmen Meeting Minutes April 18, 2019

#### I. Call to Order by Chairman

The April 18, 2019 meeting of the Norton Board of Selectmen was held in the Board of Selectmen's Meeting Room and was called to order at 7:00 P.M., by Mr. Robert W. Kimball, Jr., Chairman. Member(s) present: Mr. Bradford K. Bramwell, Mr. Robert S. Salvo, Sr., and Ms. Mary Steele. Also in attendance: Michael D. Yunits, Town Manager.

#### II. <u>Licenses and Permits</u>

1. Vote to Amend a One Day Beer and Wine Liquor License to Jennifer Howard for a Private Event at Everett Leonard Park by Changing Event Date from June 29, 2019 to June 30, 2019 from 12:00 P.M. to 3:00 P.M.

MOTION was made by Mr. Bramwell to amend a One Day Beer and Wine Liquor License to Jennifer Howard for a Private Event at Everett Leonard Park by Changing Event Date from June 29, 2019 to June 30, 2019 from 12:00 P.M. to 3:00 P.M. Seconded by Mr. Salvo; Vote: Ms. Steele – Yes; Mr. Salvo – Yes; Mr. Bramwell – Yes; and Mr. Kimball – Yes. MOTION CARRIES.

2. Application of Edward J. Brault for the Memorial Day Parade, to be held Monday, May 27, 2019. Start off time 10:00 A.M. – Approximately 11:30 A.M.

MOTION was made by Mr. Bramwell to approve the application of Edward J. Brault for the Memorial Day Parade to be held on Monday, May 27, 2019 from 10:00 A.M. to approximately 11:30 A.M. Seconded by Mr. Salvo; Vote: Unanimous. MOTION CARRIES.

3. Transfer of Common Victualler License from Haralabos Karasavas d/b/a Main Street Pizzeria to FADL Inc. d/b/a Main Street Pizzeria.

MOTION was made by Mr. Bramwell to approve the transfer of the Common Victualler License from Haralabos Karasavas d/b/a Main Street Pizzeria to FADL Inc. d/b/a Main Street Pizzeria. Seconded by Mr. Salvo; Vote: Unanimous. MOTION CARRIES.

#### III. Announcements

 Mr. Salvo read the Proclamation declaring April 14 – 20, 2019 as 2019 National Public Safety Telecommunicators Week.

#### IV. Appointments/Resignations/Retirements

a. Appointment of a Park-Time Secretary in the Assessor's Office.

MOTION was made by Mr. Bramwell to appoint Kelly Malone as a Part-Time Secretary in the Assessor's Office. Seconded by Mr. Salvo. Vote: Unanimous. MOTION CARRIES.

Ms. Steele requested that Kelly Malone attend the next Board of Selectmen meeting to introduce herself.

b. Appointment of an Equipment Operator II.

MOTION was made by Mr. Bramwell to appoint Kevin John Geary as an Equipment Operator II. Seconded by Mr. Salvo. Vote: Unanimous. MOTION CARRIES.

c. Introduction of Anthony Kolodziejczyk of the Industrial Development Commission.

Mr. Kolodziejczyk came before the Selectmen to introduce himself and thank them for appointing him. He explained that he is currently a senior at Bryant University studying entrepreneurship and legal studies within development and economic strategy as well as overall industry development. Mr. Kolodziejczyk expressed his excitement and enthusiasm for his new roll on the Industrial Development Commission. He acknowledged that he is also in the Reserves and is commissioned as a Second Lieutenant Officer in the Army for next year.

d. Request of Laura Parker for Appointment to the Industrial Development Commission.

MOTION was made by Mr. Bramwell to appoint Laura Parker to the Alternate Position to the Industrial Development Commission. Seconded by Mr. Salvo. Vote: Unanimous. MOTION CARRIES.

e. Appointment of Full-Time Payroll Clerk.

MOTION was made by Mr. Bramwell to appoint Courtney J. McClellan as a Full-Time Payroll Clerk to the Treasurer/Tax Collector's Office. Seconded by Ms. Steele. Vote: 3 – Yes, 1 - Present [Mr. Salvo]. MOTION CARRIES.

#### V. Business

#### A. New Business

i. 7:15 P.M. – Hearing for Wheaton College Common Victualler Wines and Malt Beverages License for Change of Location from the Ellison Dance Studio and Chase Round to the Emerson Dining Hall and the public entertainment space in the President's House.

Mr. Kimball explained that because Wheaton College did not properly notify abutters, they will have to postpone the hearing for another two weeks. Mr. Salvo read the Notice of Public Hearing.

MOTION was made by Mr. Bramwell to table the hearing until Thursday, May 2, 2019 at 7:15 P.M. Seconded by Ms. Steele. Vote: Ms. Steele – Yes; Mr. Salvo – Yes; Mr. Bramwell – Yes; and Mr. Kimball - Yes. MOTION CARRIES.

ii. Discussion Regarding Changing the Law on Printing Town Reports v. Electronic Online Versions.

Mr. Kimball explained that he asked for this to be put on the agenda because he attended a Finance Committee meeting and realized that the town was spending \$2,000 a year on printing town reports. He questioned at the meeting why the town was doing that and he was told that the town is required to do so. Mr. Kimball suggested possibly making the annual town report available on the town website and if people come to town hall requesting a copy, one can be printed for them there.

Mr. Bramwell asked how many town report books are actually picked up by residents and Mr. Yunits stated that the town prints 500 due to a minimum, but only about 200 are actually distributed. Mr. Yunits stated he will follow-up with other Town Managers and towns to see if they have done anything different. He informed the Selectmen that if they neglect or refuse to make the annual report, they shall severely forfeit \$50. Mr. Kimball asked if maybe there is a better price if they only order 400 copies. Mr. Yunits said he would look into it.

Mr. Bramwell said that he understands, but people in the town hall are already short staffed, so adding this to their work load also might not be the most cost-effective alternative.

iii. Review and/or Vote to Approve PILOT Agreement between the Town and NextGrid Patriots, LLC.

Mr. Yunits asked that the Selectmen wait until the May 2<sup>nd</sup> meeting to vote on this because NextGrid Patriots, LLC would like to come in and do that as well discuss the agreement regarding solar and the availability to low-income residents. Mr. Yunits further explained that this is the Plain Street solar project and that the Planning Board already approved this project.

iv. Report on Debt Authorization Southeastern Massachusetts Regional 911 District.

Mr. Yunits explained that the Selectmen attended the meeting at Mansfield Town Hall. He stated that they did received a copy of the Notice of Debt Authorization

for Southeastern Massachusetts Regional Communications District that the town is doing with their dispatch. The total of the project is around \$10 million; the town will be reimbursed from State 911 for any expenses for this, but you only get so much a year [around maybe \$2 million a year]. The Town Manager informed the Selectmen that they have this money now, so the town would only need authorization to borrow up to \$7 million to complete the whole project and it will be temporary notes because it will be paid back from the 911 grant. The 911 grant comes from a fee collected on the cell phone bill that goes directly into that program. This will see that the project moves forward.

Mr. Bramwell added that the 911 grant is competitive, but under this particular grant the State has indicated that it will be grandfathered in [it is pre-authorized]. He further explained that the Town won't be in a competitive atmosphere every year to get the grant money. Mr. Bramwell mentioned that there are several undisclosed towns who are speaking with Southeastern Massachusetts Regional to try and get into the Regional Dispatch Center also. Mr. Kimball stated that at the meeting at Mansfield Town Hall the Selectmen voted to approve this and the towns of Easton, Foxboro, and Mansfield are also a part of this agreement with the possibility of two more towns coming into the agreement. Mr. Yunits added that the town is anticipating saving over \$437,000 in the first year. Mr. Bramwell informed everyone that the Regional Dispatch Center will be operational at the end of this year or next year, but will only be for Mansfield and Foxboro and then it will expand the following year for Easton and Norton. Mr. Yunits confirmed this stating that it will be ready for Norton by July 1, 2020.

v. Review and/or Vote on Town Meeting and Special Town Meeting Articles.

Mr. Yunits started with the Annual Town Meeting Articles. The first article is Article 2, Chapter 90 Transportation Aid Program. He stated that at the April 8<sup>th</sup> meeting the Finance Committee voted to recommend the article. Mr. Yunits informed the Selectmen that for Fiscal Year 2020, the Chapter 90 will be \$558,978.00.

MOTION was made by Mr. Bramwell to support Article 2 of the Spring Annual Town Meeting. Seconded by Mr. Salvo. Vote: Unanimous. MOTION CARRIES.

The next article to review was Article 4. The Finance Committee voted on April 8<sup>th</sup> to recommend \$40,000 from Free Cash be used for this purpose. Mr. Yunits explained that this would be for the demolition and removal of the Campbell House and barn located at 215-223 West Main Street. The Town Manager stated that the Town looked into if the building could be remodeled using Mass Historic Dollars, but it turned out that most of the historical value was lost due to renovations over the years.

Mr. Bramwell asked since the Campbell House is such an old building if they need to get an opinion from the Historical Commission. Mr. Yunits replied that letters were sent and they understood.

Mr. Kimball mentioned that there have been discussions with the School Committee about possible uses of the property once the structures are torn down.

MOTION was made by Mr. Bramwell to support Article 4 of the Spring Annual Town Meeting. Seconded by Mr. Salvo. Vote: Unanimous. MOTION CARRIES.

Article 5 would be to appropriate \$5,000 out of Free Cash. Mr. Yunits explained that this would be to pay the Town's licensed site professional (LSP), who is working with the Town on the Reed and Barton property including reports the Town receives, assist with grant applications monies that the Town may need on the cleanup, and monitor everything that is going on at the site.

Ms. Steele asked if the Town knew who they wanted to hire for this. Mr. Yunits answered they do and the Town has already been using CEC. She asked since the town is paying them if they provide any reports back that they can use, which Mr. Yunits replied they do. Ms. Steele asked for a recap of these reports for the next meeting.

MOTION was made by Mr. Bramwell to support Article 5 of the Spring Annual Town Meeting. Seconded by Mr. Salvo. Vote: Unanimous. MOTION CARRIES.

Mr. Yunits explained that Article 6 is the Water Enterprise budget. The Finance Committee voted to recommend \$3,681,234.00; the budget is for personnel services in the amount of \$866,820.00; indirect expenses (money that the Water and Sewer Department pays to the Town for health insurance, life insurance, and a portion of departments that they get services from) is \$349,358.00; other charges and expenditures accounts for \$1,203,000; and debt services is \$1,262,056.

Ms. Steele asked if they list out what their "other charges and expenditures" are because their other charges are because they are more than what their personnel and indirects are. Mr. Yunits explained that their "other charges and expenditures" includes electricity (\$175,000), propane and natural gas (\$20,000), repair/maintenance of equipment (\$1,000), repair and replace meters (\$50,000), repair/maintenance of vehicles (\$15,000), repair/maintenance of buildings (\$121,000), in-house water main projects (\$100,000), legal expenses (\$10,000), advertising and CCR reports (\$9,000), data processing (\$28,000), uniform/clothing allowance (\$14,000), professional services (\$50,000), engineering (\$65,000), postage (\$3,500), telephone communications (\$9,000), telemetry in alarms (\$15,000), laboratory fees (\$70,000), system materials (\$75,000), chemicals (\$255,000), office supplies (\$5,000), fuel/gas/diesel (\$35,000), miscellaneous

expense (\$10,000), seminars and conferences (\$25,000), police details (\$15,000), road repair/asphalt/sand (\$20,000), and additional equipment (\$7,000).

Mr. Salvo asked where Weston & Sampson come into that category. Mr. Yunits explained that they do not go out to bid every year and the \$65,000 would be what they are paying their engineers, Weston & Sampson, with. Mr. Salvo asked within these line items if there was a line item for maintenance of water and water lines. Mr. Yunits stated that they have \$100,000 for this under "in-house water main projects". Mr. Kimball requested that the Town Manager to make copies of the Water/Sewer Department's budget for the next meeting, which Mr. Yunits replied he would.

## MOTION was made by Mr. Bramwell to support Article 6 of the Spring Annual Town Meeting. Seconded by Mr. Salvo. Vote: Unanimous. MOTION CARRIES.

Mr. Yunits explained that Article 7 is the FY20 Sewer Enterprise Budget. He explained that the Finance Committee voted to recommend the budget on April 10<sup>th</sup>. The Town Manager noted that all of the budgets so far have been recommended by the Finance Committee and on Monday, April 22<sup>nd</sup> the Finance Committee would be reviewing the Public Safety, Schools, and Library budgets. Mr. Yunits stated that the Sewer Enterprise Budget is \$1,699,098 of which \$239,635 is Personnel Services; Indirect Expenses \$96,450; Other Charges and Expenditures is \$1,145,800; and Debt Services is \$217,213. He further explained that their largest expense is payment to the district. The Town Manager advised the Selectmen of the breakdown of the category "Other Charges and Expenditures" by pointing out their largest payment, which is to MFN in the amount of \$863,000.

# MOTION was made by Mr. Bramwell to support Article 7 of the Spring Annual Town Meeting. Seconded by Mr. Salvo. Vote: Unanimous. MOTION CARRIES.

Article 10 is the FY20 Capital Plan. Mr. Yunits began by explaining what the Capital Plan totals are. He said that there were a lot of requests and the priority was approving payments and the second priority were projects that need to get done prior to October like the schools and Camp Edith Read. The total of the plan as recommended is \$1,670,085; the makeup of that is \$694,500 is out of Water Surplus, \$287,560 out of Sewer Surplus, \$23,000 out of the Dog Fund, \$132,500 out of the Ambulance Reserve, and \$532,525 out of the Capital Fund. The Finance Committee recommended being funded in May work at Camp Edith Read in the amount of \$25,750; police line cruisers \$82,000; zodiac at the Fire Department \$45,000; jaws heavy rescue equipment at the Fire Department \$50,000; pumper replacement year two of five a payment of \$125,000; Burgess station apparatus floor repairs \$75,000, which will be split 50/50 (50% from ambulance and 50% from capital); Animal Controls needs \$23,000 for repairs to be done in the building such as fencing, gates, windows, doors, and paving. The schools' indoor athletic

floors (at the high school) was \$38,000. Mr. Yunits explained that they are also doing an athletic facilities master plan look at the fields, which will cost \$19,020.

The Town Manager moved on to the Highway Department's portion of the capital projects, which includes a Peterbilt payment of \$35,000; a backhoe 4x4 (payment 5 of 5) for \$27,000; 2.5 ton 6 wheeler with a plow (payment 5 of 5) for \$31,000; tree bucket truck for \$70,000; and holder utility tractor (payment 3 of 5) for \$33,000. Mr. Yunits stated that the Board of Health put in for purchasing the currently leased electric vehicles since they are at the end of their lease, which would cost \$79,255 for 3 Chevrolet Volts and 1 Chevrolet Bolt. The Sewer Department also has a pick-up truck 4x4 with plow and accessories for \$54,500 along with a generator replacement and electrical upgrades at the Cobb Street station for \$220,000. There is also \$100,000 for the construction of a new Sewer Department Building and \$13,060 to replace an old crane on the Sewer truck.

Mr. Yunits moved on to the Water Department beginning with the water main cleaning line item in the amount of \$200,000. He explained that they also have VFD replacements for wells 1, 3, and 3 MG tank for \$40,000; 4 log removal pipework per DEP regulations #3 for \$125,000; 4 log pipework per DEP regulations #1 for \$125,000; Cottage Street tank engineering for \$150,000; and replace 4x4 pick-up with plow accessories for \$54,500.

MOTION was made by Mr. Bramwell to support Article 10 of the Spring Annual Town Meeting. Seconded by Mr. Salvo. Vote: Unanimous. MOTION CARRIES.

Mr. Yunits explained that Article 11 is for Tree Services and this would be \$25,000 from Free Cash. Mr. Salvo mentioned that a couple of meetings ago he had asked about getting utility companies to take care of the trees between their poles and working collaboratively with them to address this. Mr. Yunits agreed to get the companies the poles belong to to come in and speak about this.

MOTION was made by Mr. Bramwell to support Article 11 of the Spring Annual Town Meeting. Seconded by Mr. Salvo. Vote: Unanimous. MOTION CARRIES.

Mr. Yunits explained that there are no other articles to vote on at this time and provided an update on the next two articles. These articles will be from the Water and Sewer Department. He stated that they are still waiting on figures for those. The Town Manager stated there will also be a series of articles from the Planning Board and added that they will be having a public hearing on April 30<sup>th</sup> on the proposed articles.

Mr. Yunits moved on to the Special Town Meeting Articles to be voted on.

Mr. Yunits explained that there is only one article to vote on at this time, which is Article 1 (Prior Year Bills). These are invoices that came in after June 30<sup>th</sup> totaling \$10,381.92. This bill is for the antenna that has the appearance of a tree on Newland Street. He explained there was a company in there before along with the Town and the town has their equipment on this antenna. The other company was using electricity and then they left, so the only one using the electricity now is the Town. The Town Manager explained that they never switched over the electric bills to Norton. So, this is to cover electrical costs for the previous years and mentioned that this bill was sent to the Water and Sewer Department because it is on their property. Mr. Yunits added that the Finance Committee voted on April 8<sup>th</sup> to recommend this article.

MOTION was made by Mr. Bramwell to support Article 1 of the Special Town Meeting. Seconded by Mr. Salvo. Vote: Unanimous. MOTION CARRIES.

#### B. Old Business

1. Attorney General's Decision on Article #5 (Zoning) Solar Bylaw.

Mr. Yunits took this time to inform the Selectmen that they did receive the decision from the Attorney General on April 16, 2019 and they approved Article 5 from the January 14, 2019 Special Town Meeting.

#### C. Town Manager's Report

1. Update on Reed and Barton Environmental Cleanup.

Mr. Yunits explained that the smoke stack is being taken down now. Mr. Yunits explained they are taking the smoke stack down from the top down to prevent it from falling on the building. Once this is out, the EPA can go in and take out any fuel tanks that are on the property.

Mr. Salvo asked since they were on the topic of Reed and Barton if Mr. Yunits could explain what happened with the accident that happened the previous Friday where a gentleman blew through the gate. Mr. Yunits explained that when this gentleman was driving down the street, he hit the whole line of mailboxes because he was under the influence and all of the mailboxes were wedged in the windshield. The driver then went up and over the bank and crashed at the Reed and Barton property. Mr. Yunits acknowledged the Fire Department and the great job they did getting this gentleman to Rhode Island Hospital. The Town Manager added that the hospital staff were amazed upon arrival at the job the Fire Department did with the patient's neck; they thought it was one of the best jobs they have seen done and this probably saved his life.

#### 2. Update on Streetlight Conversion Project.

Mr. Yunits informed the Selectmen that Realterm Energy completed their inventory survey and sent that back this week. He added that Keith Silver, Highway Superintendent, and himself went out to check on a few things and then responded to back to them. Mr. Yunits mentioned that some of the items they went back to Realterm Energy about was that they had all of Route 140, all of West Main Street, and Old Colony Road, but they made Realterm Energy aware that that is all state highway. He added that they also had some private roads on there. So, now Realterm Energy should be all set as far as that and move into the next phase. Mr. Kimball added that they should also see if all of the streetlights that currently exist are necessary.

Mr. Yunits had one more thing to address with the Selectmen. He had been talking with Mr. Silver about the septic system behind town hall because the Highway Department, Fire Department, and Town Hall are all tied into the same system. Mr. Yunits mentioned that Mr. Silver wanted to see if they could tie in with North Cottage, which North Cottage seems willing to do. Mr. Yunits emphasized that Mr. Silver would like to get the tie-in across the street done before they start working on Route 123.

#### V. <u>Selectmen's Report and Mail</u>

Mr. Salvo mentioned that a woman contacted him about wanting to put a dog park in Norton. He asked Mr. Yunits if there was any land available that was around an acre of land not near any residential dwellings. The woman wants to take the lead on this and get a committee together to raise money for a four-foot high chain link fence. Mr. Salvo added that he had spoken with the dog officer about a possible location. Mr. Bramwell proposed possibly using the Campbell House location.

Mr. Salvo also wanted to take a moment to discuss his election coming up for Tuesday, April 23rd and wanted to let people know that he running for re-election, which would be his sixth term on the Board of Selectmen. He explained that he has served on various committees in the past and is currently serving on the Norton Housing Authority Board of Commissioners as Chairman. Mr. Salvo pointed out that as Chairman of the Housing Authority, he has provided a lot to the community such as new roofs, windows, painting, side site projects including a new water main, all new septic lines, and updated roadways and drainages. Mr. Salvo further explained that as Chairman, he has overseen the influx of \$4.9 million for the renovations under their current leadership and \$1.8 million in their previous years, for a total of \$6.7 million in renovations of which funding for this has not been added to residents' property taxes. The Housing Authority is also contributing financially \$1.2 million to kick-start an effort of collaborating with the Town to run a new sewer line that will positively impact the Housing Authority, the schools, and all small businesses along the way. Mr. Salvo explained that during his tenure as a Selectmen, he has been involved with zoning changes that were approved at Town Meeting to create a new commercial complex on Leonard Street, which will bring much-needed tax revenue

into Norton. He went on to explain the several other projects that are in the works and his involvement.

Mr. Kimball explained that in the Scanlon report they were given a couple of weeks ago and the consideration for adopting a reserve fund for compensated absences under M.G.L. Chapter 40, Section 13D, which provides a city/town of a school district that adopts a section to establish a reserve fund the future payment of accrued liabilities for compensated absences due to an employee or full-time officer on termination of employment as of June 30, 2017. He continued that a town's liability for compensated absences (sick time, vacation time, etc.) is approximately \$2,205,000. Mr. Kimball added that they recommended a town review of Chapter 40, Section 13D considering accepting provisions of the new law. Mr. Kimball requested that Mr. Yunits collect more information on this for the next meeting, which Mr. Yunits agreed to.

Mr. Kimball also asked the Town Manager to look into getting the word out on social media (specifically Facebook) regarding responses. He added that he knows there are rules and regulations they need to abide by regarding open meeting laws, but he would like to see how other towns handle this and how it is done. Mr. Kimball suggested implementing a policy for social media platforms and designate this responsibility to one individual so the Selectmen are not breaking any laws.

Mr. Kimball addressed that he is also up for re-election and expressed that it has been a pleasure serving the community. He explained that the Selectmen have gotten a lot done for the community including raising the commercial tax basis, which they have made a top priority. Mr. Kimball asked for residents' consideration at the April 23<sup>rd</sup> election.

#### VI. Meeting Minutes

There were no Minutes to approve.

#### VIII. Warrants

Report of Chairman Robert W. Kimball, Jr. on the following Payroll and Invoice Warrants:

A. Approve Payroll Warrant PR19-21, for the week ended April 6, 2019, Warrant dated April 11, 2019, in the amount of \$1,307.071.70.

MOTION was made by Mr. Bramwell to approve Payroll Warrant PR19-21, for the week ended April 6, 2019, Warrant dated April 11, 2019, in the amount of \$1,307,071.70. Seconded by Mr. Salvo. Vote: Unanimous. MOTION CARRIES.

B. Approve Invoice Warrant AP19-41, dated April 11, 2019, in the amount of \$447,340.38.

MOTION was made by Mr. Bramwell to approve Invoice Warrant AP19-41, dated April 11, 2019, in the amount of \$447,340.38. Seconded by Mr. Salvo. Vote: Unanimous. MOTION CARRIES.

C. Approve Invoice Warrant AP19-42, dated April 18, 2019, in the amount of \$858,535.40.

MOTION was made by Mr. Bramwell to approve Invoice Warrant AP19-42, dated April 18, 2019, in the amount of \$858,535.40. Seconded by Mr. Salvo. Vote: Unanimous. MOTION CARRIES.

#### IX. Other Business

There was no other business to discuss.

#### X. Next Meeting's Agenda

The next meeting will be held on May 2, 2019 at 7:00 P.M. The hearing for Wheaton College will be continued at 7:15 P.M.

#### XI. Executive Session

There was no need for an executive session.

#### XII. Adjournment

MOTION was made by Mr. Bramwell to adjourn the Board of Selectmen meeting at 8:23 P.M. Seconded by Mr. Salvo. Vote: Unanimous. MOTION CARRIES.

Respectfully Submitted by:

Jennifer Reid, Office Administrator

### BOARD OF SELECTMEN MINUTES OF MEETING APRIL 18, 2019

Robert W. Kimball, Jr., Charrman	
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Bradford K. Bramwell, Vice-Chairman	
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Robert S. Salvo, Sr., Clerk	
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Mary T. Steele	
Michael Flaherty	
Minutes Approved by Board on: 5 / 16 / 1	7