

Regular meeting of the Board of Selectman convened at 6:30 p.m. on Tuesday, August 6, 2019 in Room 34, the Harry B. Butters Chambers, Norwood Memorial Municipal Building, with the Pledge of Allegiance, and a silent moment of prayer and reflection.

Present: Chairman Paul A. Bishop, Selectmen William J. Plasko, Allan D. Howard, Thomas F. Maloney, David E. Hajjar. Also present General Manager Tony Mazzucco, Clerk Christina Mulvehill, Assistant Aoife Kelly.

Appointments

6:30 P.M. – Executive Session

Chairman Bishop opened the meeting by announcing the Board's intent to enter into executive session for the reason stated in purpose three of Open Meeting Law pertaining to executive session, declaring that discussion of strategy with respect to litigation where an open meeting may have detrimental effect on the bargaining position of the body.

Motion by Selectman Maloney, seconded by Selectman Howard, to go into executive session to discuss strategy with respect to litigation and reconvene in open session. Roll call vote: Those in favor: Selectman Plasko, Selectman Howard, Selectman Maloney, Selectman Hajjar and Chairman Bishop. Motion passed.

1. *Boston Executive Helicopters, LLC v. Town of Norwood et al.*, U.S. District Court – Massachusetts Civil action No. 1:15-cv-13647-RGS.
2. *Boston Executive Helicopters v. Norwood Airport Commission and Town of Norwood*, Federal Aviation Administration Docket No. 16-15-05.

7:05 P.M. – Show Cause Hearing, Charminar Spice, dba Paradise Biryani Pointe, 1200 Boston Providence Turnpike: MGL C, 138, -Sale of alcoholic beverages to a person under the age of 21

Chairman Bishop disclosed that his son is one of the officers involved in this operation. Detective Greene gave an overview of the operation, explaining that the underage operative sent into the establishment by the police was served an alcoholic beverage after his ID was checked. Madu is TIPS certified, but the server on that day was not. He is new and in the process of getting certification. Madu stated he arrived at the premises late on that day when he was supposed to be serving alcohol and he apologized profusely for the error. He said they now keep a log of all servers and all servers are now TIPS certified. On motion of Selectman Maloney, seconded by Selectman Hajjar, voted to issue a verbal warning.

7:20 P.M. – Show Cause Hearing, Bamboo Café, 663 Washington Street:

MGL C, 138, Section 34-Sale of alcoholic beverages to a person under the age of 21

Chairman Bishop disclosed that his son is one of the officers involved in this operation. Detective Greene read the report. The server examined the ID and proceeded to serve the underage operative a beer. Licensee Paul Chu said the waitress was not TIPS certified and she miscalculated the age. She has since been TIPS certified. On motion of Selectman Maloney, seconded by Selectman Howard, voted to issue a verbal warning.

7:30 P.M. – Mark Ryan, DPW Director/Town Engineer:

Submitting proposal to allow the Town of Sharon to connect to the Norwood water system for emergency purposes. Mr. Ryan gave an overview of the proposal. Sharon has three well systems and 70 % of that water is within 300 feet of an active freight railway and they are worried about a catastrophic event on that line or any other well failure. Norwood has a small emergency connection to Walpole in Westwood and Sharon would like to do the same to provide for an emergency. Sharon hired a consultant, Stantec, to analyze the system and if they Town of Sharon were to connect to the Town of Norwood on Union Street at the Sharon/Norwood Town line and use up to one million gallons per day during this emergency situation there would be a minimal pressure drop in that area. The increased velocities in the pipe would present a concern for Norwood so as part of the discussions we would clean and line the water mains on Union and Sumner Streets to handle that increased velocity. Sharon has appropriated the money required to do the work that is required on their part, which would be to build a pump station at the town line to provide water extension from that pump station into Sharon and to also clean and line or replace if deemed necessary, the water mains on Union Street and Sumner Street. The reason for the pump station is Sharon higher in elevation than the rest of the town. This pump station would provide service in the event Norwood had an emergency, where the water could flow back from Sharon. Mr. Ryan said this seems like the right thing to do. He recommends an article for Special Town

Mark Ryan, DPW Director/Town Engineer (cont'd):

Meeting in the fall to borrow funds to design and construct water main improvements and authorizing the General Manager to direct Stantec and Town Counsel to develop an MOU between Town of Sharon and the Town of Norwood to develop a standard procedure to maintain that pump, and determine what constitutes an emergency and how will residents be notified. The pipes in that area are not currently lined and this partnership would accomplish that work, which costs about \$ 1.35 million at no expense to the Town of Norwood. On motion of Selectman Maloney, seconded by Selectman Hajjar, voted to approve placement of an article on Special town Meeting in the fall to borrow funds to design and construct water main improvements and to authorize the General Manager to direct Stantec and Town Counsel to develop an MOU between the Towns of Norwood and Sharon to develop a standard operating procedure to maintain the pump station, and determine what constitutes an emergency and how residents will be notified.

New Business

Cemetery Deeds:

On motion of Selectman Howard, seconded by Selectman Maloney, voted to sign:
Frances T. Sullivan, 43 Neponset Street to Lot C3-100
Kathy C. Keaty, 58 Railroad Avenue to Lot C3-96
Maureen A. Sullivan, 44 Berwick Place to Lot C3-101
George F. Gallucci, 52 Yarmouth Road to Lot C3-94

Mary Lou Folan, Town Clerk:

On motion of Selectman Howard, seconded by Selectman Maloney, voted to approve appointment of election officers and alternate election workers.

Jim Henry, Winged Foot Running:

On motion of Selectman Maloney, seconded by Selectman Howard, voted to approve request to hold a 5K road race and post-race event at Percival Brewing Company, 83 Morse Street on August 17, 2019 from 5 p.m. They are requesting a special one day wine and malt beverage license as the area to be used would be in the parking lot 15' x 15'. The area will be cordoned off with barricades and will have a single point of entry at which individuals will show proof of age. Race route has been approved by Safety Officer Begley.

Carlos Esteves, Norwood Portuguese Club, 1092 Washington Street:

On motion of Selectman Maloney, seconded by Selectman Howard, voted to approve request for one day wine and malt beverage license for Sunday, August 11, 2019 from 4 p.m. to 11 p.m.

John Thompson, Notch Brewing Mobile Biergarten, 283 Rear Derby Street, Salem:

On motion of Selectman Howard, seconded by Selectman Hajjar voted 4-1 to approve the request for (2) one day wine and malt beverage licenses for Oktoberfest events at the Winsmith Mills on Saturday, September 7 (12 p.m. to 6 p.m.) and Sunday, September 8, 2019 (12 p.m. to 6 p.m.) with notification to the Police Department. Selectman Plasko opposed.

Meg Luizzo, 909 Washington Street #2:

On motion of Selectman Howard, seconded by Selectman Hajjar, voted to approve request to use the Town Common on Thursday, September 19, 2019 from 5:30 p.m. to 5:45 p.m. for a wedding ceremony.

Bernie Cooper, Assistant General Manager:

On a motion of Selectman Plasko, seconded by Selectman Howard, voted to approve request to the Board to authorize the Chairman to work with Town Plannwe and the Assistant General Manager in completing the paperwork for the 2019 Boston Metropolitan Planning Organization municipal election.

Niall Connors, Franchise Service Manager, Verizon:

On motion of Selectman Maloney, seconded by Selectman Howard, voted to file as information notice regarding Fox College Sports being removed from the Fios® TV channel lineup effective August 1, 2019.

Supt. Travis Farley, Recreation Department:

On motion of Selectman Plasko, seconded by Selectman Maloney, voted to approve the following:

- a. Request to place a banner on Washington Street from Monday, August 26 to Saturday, September 7, 2019 to advertise the fireworks on Friday, September 6 and Norwood Day on Saturday, September 7, 2019.
- b. Request to place A-frames signs at a number of locations throughout the Town, from Friday August 30 to Monday September 9, 2019 advertising the fireworks and Norwood Day.
- c. Request to close Civic Center at 5 p.m. on Friday, September 6, 2019 so that staff can assist at the fireworks display.

Kevin MacLean:

On motion of Selectman Maloney, seconded by Selectman Howard, voted to file correspondence thanking the Building Department employees, Mark Chubet, Matthew Walsh, Edward Forsberg, Frank Sullivan and Deborah Frangioso for their assistance.

Michael Magner, Bowl Boyz:

On motion of Selectman Maloney, seconded by Selectman Plasko, voted to approve request to hold a 5K road race on Saturday, August 24, 2019, starting at 8:30 a.m. Race route has been approved by Safety Officer Begley. The race will begin and end near the VFW Post 2452 and all post-race activities will take place on the VFW grounds.

Unfinished Business

Selectman Hajjar:

- a. Cemetery Rules & Regulations.

On motion of Selectman Plasko, seconded by Selectman Hajjar, voted to change item b to one year.

On motion of Selectman Plasko, seconded by Selectman Howard, voted 4-1 to take the document under advisement for eight months and then begin discussions one hundred twenty days before July 1, 2020. Selectman Hajjar opposed.

- b. Town Common and Bandstand Rules & Regulations.

On motion of Selectman Plasko, seconded by Selectman Howard,, voted to come back in two weeks with final version.

Memoranda

Chief William G. Brooks, III, NPD:

On motion of Selectman Maloney, seconded by Selectman Plasko, vote to file report of Department activities.

Selectmen's Minutes:

On motion of Selectman Maloney, seconded by Selectman Plasko, voted to accept as submitted Meeting minutes from May 14, 21 and 28, 2019.

Building Inspector Mark Chubet:

On motion of Selectman Howard, seconded by Selectman Maloney, voted to file July Building Report.

Manager's Update

Moderna would like to expand to the UTI building and rehabilitate is. They plan to invest \$ 40- \$50 million dollars and relocate 250 jobs from Cambridge and 100 jobs.

Norwood Day buttons are now available for purchase.

Happy birthday to Dorothy Prevoir.

Selectmen's Addenda

Selectman Hajjar

Impact Norwood and Norwood Youth Soccer

Holding Norwood World Cup and Cultural Celebration on Saturday, September 21st from 3 p.m. to 7 p.m.

Tax Exemptions

There are certain tax exemptions the town could offer to select populations such as surviving spouses, veterans, the elderly, etc. Selectman Hajjar is asking to work with Selectman Plasko to develop the appropriate MGL that we want to present as an article and to work with Kerri McCarthy and Tim McDonough on what exemptions are available under each of these Mass General Laws and what our possibilities are with respect to exemptions and the cost to the town if we were to move forward. Selectman Plasko will recommend to the Board 17c ½, 17d, and 17e. On motion of Selectman Hajjar, seconded by Selectman Plasko Selectman Hajjar, voted to allow Selectman Hajjar to work on the specific exemption relative to senior citizens to identify the chapter or chapters of the law we want to adopt, and also identify what the available exemptions are and what that cost impact could be to the Town.

Selectman Plasko

University Ave property owner has filed a new application with ZBA regarding an asphalt plant. This is a slap in face to this town. This issue went to court and the town won the case. On motion of selectman Plasko, seconded by Selectman Maloney, voted to ask Town Counsel for an opinion on whether this can be denied by the Zoning Board and have something for the Board by August 20, 2019 and for Selectman Plasko to draft a statement to forward to the Board and Town Counsel. Selectman Maloney pointed out that Town Meeting was very clear in specifically prohibiting that use in that zone and in the court case the bone of contention was that the previous by law was silent on that specific use, so during the course of the court case, the Town patched the hole in the bylaw but won the court case anyway.

Selectman Howard

Concerts on the Common

Sunday July 28th was a big event on the Common and a barbeque that was wonderful. The Parents' Music association and the students provided the labor for the event.

Lee Kennedy

Happy birthday.

TIPS

Asking the Manager to look into having the Police Chief tell all liquor licensees that anyone serving alcohol must be TIPS Certified. Mr. Mazzucco said he would get an opinion as to whether or not that can be done. Selectman Hajjar said earlier on the Board had asked him to work with the Chief because the Manager had brought up that it would have to be included in the policy to require TIPS.

Chairman Bishop

Liquor violation.

At the last meeting there were two show cause hearings – Marriott Courtyard and Castle Island Brewing and the vote was to issue a letter of reprimand for both. Motion to reduce that to a verbal warning in order to be fair and equitable. Mr. Mazzucco recommended putting that on an agenda for the next meeting. Selectman Plasko expressed opposition to the Chairman's motion. The motion was amended to bring the matter up in two weeks for reconsideration. Selectman Maloney seconded. On motion of Chairman Bishop, seconded by Selectman Maloney, voted 3-2 to bring the matter up for reconsideration. Selectmen Plasko and Howard opposed.

Adjournment

No other business being presented for consideration, on motion of Selectman Howard, seconded by Selectman Maloney, voted to adjourn and the meeting was adjourned accordingly at 9:25 p.m.

A True Record.

ATTEST: _____
Clerk