

Regular meeting of the Board of Selectmen convened at 7 p.m. on Tuesday, March 8, 2016 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. Meeting is Recorded.

Present: Chairman Paul Bishop, Selectmen William J. Plasko, Helen Abdallah Donohue, Michael J. Lyons and Allan D. Howard. Also present General Manager John J. Carroll, Clerk Frances L. Jessoe and Assistant Christina Mulvehill.

Appointments

7:00 P.M. – Norwood School Committee:

RE: HVAC-Coakley Middle School.

Selectman Plasko said the Town has been submitting this application to the state for potential funding for the work at the Coakley School since 2007. He said he was involved as part of the committee that worked with the engineer to come up with the basic scope originally and is therefore aware of the concerns down there, and yet it is nine years later. Selectman Plasko said after the last application submission he had an offline discussion as to when they would stop waiting and take this to the Town and say something has to happen, because with inflation, and increasing construction costs, the price has gone up. It is a complicated job and may have gotten more complicated over time. Ultimately, responsibility for repair and maintenance of the school buildings is the Selectmen's, and you notified us it is in need of repair nine years ago and we are still kicking the can down the street. Selectman Plasko stated he is getting more and more concerned about this situation and recommends working on an actual plan, so that if they do not get this funding, they do something instead of doing nothing but wait another year.

Superintendent Hayden said over the nine years, the town has built a new high school, new DPW, and done the Callahan boiler replacement and during prioritizing process with limited resources, the Coakley project did not rise to the top, but they are in line with Massachusetts School Building Authority. Concerns about reevaluating at this time are valid and that was one of the ideas behind the ten-year building study. Selectman Plasko asked if Town Meeting were to approve the study, how long it would take. Mr. Hayden said it would take about six months once the contract was signed. Selectman Plasko said at that time we could seriously discuss getting the work done by the Town. Selectman Lyons said this was talked about by Capital Outlay Committee for ten years, and while getting state aid is attractive, the price initially was \$4-5 million and now would be \$9 million. Mr. Riccardi stated the project would take over two years and two very long summers. The power plant would be built in the evenings and they would pay a premium for stopping and starting the contractor. Selectman Donohue inquired about the ceilings. Mr. Riccardi said they are hung ceilings and the ceilings and strapping would have to come down and be replaced. They will use the opportunity to replace the lights and windows. Chairman Bishop asked about wait time once the application has been submitted. Mr. Riccardi said it would be five to six months. Mr. Hayden said they would come back to the town with a cost for the project, starting with a request for funding for a feasibility study, which would give them a better idea of the price.

Selectman Plasko said he wanted to hold this meeting to push the issue a little more, keeping in mind that this project must be brought to the forefront within the year. On motion of Selectman Plasko, seconded by Selectman Lyons, voted to approve submission of statement of interest to the state from the School Department.

7:20 P.M. – David A. Lawson, Norfolk County Mosquito Control:

Mr. Lawson was present to request permission to land a helicopter at the landfill. The helicopter will be used to apply larvae and mosquito killing pesticides. He gave an overview of Norfolk County Mosquito Control, explaining that they are not a county agency and towns are free to decide whether or not to be part of the district. They follow the integrated pest management methodology, which is universally recognized. Their goal is to get to the source of the pest first, before using other pest control avenues. Part of their procedure is to use surveillance and set out traps to collect mosquitos, which are then sent to Department of Public Health for testing. As part of eliminating the source of the mosquitos, Mr. Lawson

David A. Lawson, Norfolk County Mosquito Control:

said they try to eliminate any standing water and to keep water in ditches flowing. After water management, the next tier is to control the larvae. The larvicide products are applied both by hand and by helicopter. The last tier of the program is trucks spraying from the streets, and this is for the adult mosquito population.

Mr. Lawson went on to explain that he is requesting permission to land a helicopter at the landfill to aid in his annual aerial treatment program to treat wetlands in the district. He has sites where helicopters can land and load up the product, which is a granular substance, not a spray. This year he will not be able to use the Dedham landing site and believes the landfill would make an ideal replacement. Chairman Bishop asked Mr. Lawson to explain the product used to treat the wetlands. Mr. Lawson said it is a clay based material that is coated with the bacillus bacteria which contains a toxin that kills larvae but is harmless to people and animals. Selectman Donohue asked where the helicopters load presently. Mr. Lawson said the Nobles and Greenough School was the site in Dedham, but they can no longer utilize it. Mark Ryan, Airport Commission Chairman, explained that the restrictions at the airport are imposed by Mass Department of Transportation, and are not under Airport Commission control, therefore they cannot be waived. Mr. Carroll added that the program is only one day and Mr. Lawson's request is for one day each year in April. Mr. Ryan said he is fully supportive of the request and he has learned over the past few years that it is imperative to get this done in the early staging starting in the water when the eggs are about to hatch. He feels the landfill is not intrusive and the time frame is roughly three hours. This program is beneficial to the town and he strongly recommends the Board approve the request.

Selectman Lyons inquired as to which of the surrounding towns would be serviced by the Norwood operation. Mr. Lawson said the other towns being serviced would be Westwood, Dedham, parts of Walpole and parts of Dover. Selectman Lyons stated we have run into this with Westwood with cell towers because Westwood doesn't allow them. Selectman Donohue asked how the helicopter would be refueled at the landfill. Mr. Lawson explained that a helicopter company comes with a fuel truck and refills the helicopter right there.

On motion of Selectman Howard, seconded by Selectman Plasko, voted 4-1 to allow Norfolk County Mosquito Control to use the landfill to land the helicopter during the annual aerial treatment program. Selectman Donohue opposed.

New Business

Licenses for 2016/2017:

On motion of Selectman Donohue, seconded by Selectman Plasko, voted to authorize the Clerk to affix their signatures to the following:

Public Amusement:

Norwood Sport Center, Inc., 65 Cottage St. East

Bowling Alley & Pool Tables:

Norwood Lodge B.P.O. Elks #1124, 152 Winslow Avenue
Norwood Sport Center, Inc., 65 Cottage St. East
Workmen's Hall of Norwood, Inc., 99 1/2 Wilson St.
Veterans of Foreign Wars Bldg. Assoc., dba Norwood Post 2452, 193 Dean St.

Antique/Second Hand Dealers/Junk Collector's License:

23rd & Bird, Endicott Street
Boston Core Supply, 273 Lenox Street
Pascale Chelala, Chelala Jewelry & Gifts, 696 Washington St.
Kappy's Coins & Stamps, 534 Washington St.
Keegan's Norwood Jewelers, 1135 Washington St.

Antique/Second Hand Dealers/Junk Collector's License-(cont'd):

Pascale Chelala, Chelala Jewelry & Gifts, 696 Washington St.
Newbury Comics Inc., 859 Boston Prov. Turnpike
The Antique Roadhouse, 700 Washington Street
Nancy Cranker, dba Applegate Antiques, 61 Endicott St.
Blue Bird Studies, 61 Endicott St.
Debra Hayward, dba Gallery 2, 61 Endicott St.
Diggin' Daisy's, 61 Endicott St.
Furnichicks, 61 Endicott Street
GT Modern, 61 Endicott St.
Lilly & Beau, 61 Endicott St.
Ramblin Rose, 61 Endicott St.
Remarkable Cleanouts, LLC, 61 Endicott St.
Rock and Redress, 702 Washington St.
Salvage Angel, 61 Endicott St.
Savers, 560 Boston Prov. Tnpk.
Sophie's 110 Madison Ave., Endicott St.
Sunshine Thrift Shop, 714 Washington St.
Teddy n Me, 61 Endicott St.
The Vintage Peacock, 61 Endicott St.
Vintage Thymes Monthly Market, 61 Endicott St.
Woodstuff, 674 Washington Street

Special Town Meeting

If a Special Town Meeting is to be held at the Annual on May 9, 2016, the Warrant would close on April 12 and be signed on April 19. On motion of Selectman Plasko, seconded by Selectman Donohue, voted to call a Special Town Meeting and work on the warrant items and set the deadline for submission of articles for April 12, 2016.

Robert J. Marsh, Treasurer & Collector:

On motion of Selectman Donohue, seconded by Selectman Lyons, voted to sign the Interim Loan Note (sewer) and related paperwork to be issued by the MCWT (Mass. Clean Water Trust) for CW-15-08 in the amount of \$2,285,644. This was originally authorized at the Special Town Meeting of May 11, 2015 under article #24 in the amount of \$2,700,000.

- (1) That the Town shall issue a bond or bonds in an aggregate principal amount not to exceed \$2,700,000 (the "Bonds") pursuant to Chapters 29C and 44 of the General Laws and a vote of the Town passed May 11, 2015 (Article 24), which authorized a total borrowing of \$2,700,000 for the construction of sewers and other water pollution control facilities identified in such vote (the "Project");
- (2) that in anticipation of the issuance of the Bonds the Treasurer is authorized to issue an interim loan note or notes (the "Notes") from time to time in an aggregate principal amount not to exceed \$2,700,000;
- (3) that each Bond or Note shall be issued as a single registered security, and sold to the Massachusetts Clean Water Trust (the "Trust") at a price determined pursuant to the Financing Agreement;
- (4) that the Treasurer is authorized to determine the date, the form, the maximum interest rate and the principal maturities of each Bond and Note, and to execute a Financing Agreement (or Agreements) with the Trust with respect to the sale of the Bonds and Notes, such date, form and maturities and the specific interest rate or rates of the Bonds and Notes to be approved by a _____ majority of the Board of Selectmen and the Treasurer and evidenced by their execution of the Bonds or Notes;

Robert J. Marsh, Treasurer & Collector-(cont'd):

- (5) that all action taken to date by the Town and its officers and agents to carry out the Project and its financing, including the execution of any loan commitment or agreement by the Treasurer, are hereby ratified, approved and confirmed; and
- (6) that the Treasurer and the other appropriate Town officials are each hereby authorized to take any and all actions necessary or convenient to carry out the provisions of this vote, including execution and delivery of the Financing Agreement(s) and the Project Regulatory Agreement(s) relating to the Project.

Darryl Hanson, Broadband Division Manager:

On motion of Selectman Donohue, seconded by Selectman Howard, voted to file in accordance with Mass. Cable Regulations (207 CMR 10.01 (2) and 10.02 (6), bill practices notice, rate cards, sample work order and sample subscriber bill. This has been filed with the Mass. Dept. of Telecommunications & Cable Television.

Kerri McCarthy, Executive Director, Norwood Council on Aging/Senior Center:

On motion of Selectman Donohue, seconded by Selectman Plasko, voted to accept donations according to chapter 44 s 53 a in the amount of \$1915 that were made to the Council on Aging in memory of 3 members as well as general donations to the Senior Center.

Harry T. Spence- Zoning Board of Appeal:

Mr. Spence does not wish to be reappointed. His term will end on May 1, 2016. Attached is a list of members and alternate members. On motion of Selectman Donohue, seconded by Selectman Plasko, voted to send a letter of thanks to Mr. Spence for his work on the Zoning Board. On motion of Selectman Donohue, seconded by Selectman Howard, voted to appoint Thomas Brady to the Zoning Board of Appeal as a permanent member. He is currently an alternate.

Veterans of Foreign Wars Bldg. Assoc., Inc., 193 Dean Street:

On motion of Selectman Howard, seconded by Selectman Donohue, voted to file List of Officers and Board of Directors in accordance with MGL, Chap. 138.

Workmen's Hall of Norwood, 99 ½ Wilson Street:

On motion of Selectman Lyons, seconded by Selectman Howard, voted to file List of Officers and Board of Directors in accordance with MGL, Chapter 138.

Elena's Café, 955 Liberty Street, Braintree:

On motion of Selectman Lyons, seconded by Selectman Plasko, voted to set a public hearing on application for a CV License at 1 Edgewater Drive. This is a cafeteria, but the applicant wants to have a CV License. They have another establishment at 2 Technology Way with a CV License.

Nancy J. Koury, President Middlesex Integrative Medicine, Inc.:

- a. Submitting request to meet with the Board to update the Board on MIM's activities.
- b. Submitting copies of minutes and letter of non-opposition.

On motion of Selectman Plasko, seconded by Selectman Howard, voted to invite them in to keep process going appropriately. This firm has been before us before.

Robert D. Conrad, Manager, Bobcon, Inc., Conrad's Pub II, 728 Washington Street:

On motion of Selectman Lyons, seconded by Selectman Plasko, voted to set public hearing on application for alteration of premises to extend existing patio and inside patio and add small bar.

Kevin Pentowski, 35 Plimpton Ave.:

Chairman Bishop stated there a request to institute a new policy before the Board of Selectmen that would basically be an open session at the beginning of the meeting where people could come in and bring input to the table within a particular subject. He said that there is no local or statutory authority for mandating a public comment segment for any government meeting. In the absence of such authority, control of any meeting agenda is traditionally held by the chairman of that meeting group, be it the Finance Commission, Selectmen, etc. Chairman Bishop said he would like a vote to reply to the requester, and to simply announce that the verbal decision is to take no action at this time. Selectman Plasko inquired if the vote should be to take no action or to deny. Chairman Bishop stated he is fine changing the vote to a vote to deny. Selectman Donohue inquired about the email and the Chairman told her there was a delay in response because one of the Board members was out of town. Selectman Donohue said Mr. Pentowski asks for a chance to explain his view and she asked if they should have him in. Selectman Plasko said he does not feel this is necessary, as Mr. Pentowski has made his request in writing to the Board, and it is a pretty simple and direct concept, and is one people either agree or disagree with. Selectman Plasko said he didn't know if the Board needed to have him in, but he does deserve a response, which is the reason he suggested denying the request as opposed to taking no action. Selectman Plasko went on to say that the open meeting law specifically states the fact that it balances the interest between the right of the public to witness public government actions and the right of the elected bodies to do their business in an orderly fashion. He thinks the process that has always been used, with people contacting the Board and telling them what they want to talk about is working.

Selectmen Plasko said if the Board thinks an issue or request is germane and needs the Board's attention, they will set up the meeting. In situations where a person is present but does not have an appointment, they may be invited to join a discussion provided it would not interfere with other scheduled business, and at the discretion of the Chair, if it is determined that would be the best way to proceed, rather than have them come back at a later date. This Board is flexible and the public has ample access to them in many ways. The Board must preserve the sanctity of this governing body's meeting and do it in an orderly fashion. Scheduling appointments for new business allows the Board to be prepared and ready to speak about the subject.

Selectman Donohue said in support of that concept, over all the years she has been here, the chairmen have used their position as Chair, to allow a person present to expound on an issue he or she is involved in, for example if a report has been submitted and the person who prepared that report is present at the meeting. It is like mercy seasons justice; we have a policy.

Chairman Bishop said under the public meeting law, the Board has an obligation to run a meeting and keep it under control and he felt that if they were to open it up to the general public, the Board could lose control of the meeting and be unable to move forward and get their job done in an effective manner. He said that if someone has a problem, they can reach out to the Board by e-mail, telephone call and social media. The Board will address it and if they feel the need, they will bring the individuals before the Board to discuss any issues. This Board is totally transparent and trying to retain the dignity of the meeting and move it forward in a proper and dignified manner and get the job done. On motion of Selectman Plasko, seconded by Selectman Lyons, voted to deny the request for consideration of adopting a new policy and to notify Mr. Pentowski that the Board has so voted and sees no need for an appointment.

ABCC:

On motion of Selectman Plasko, seconded by Selectman Lyons, voted to file reminder to all Clubs that anytime they change their officers and directors, an application updating this change must be submitted to the Board for approval and sent to the ABCC by this office. All forms are on the ABCC website and there is a \$200 fee payable to the ABCC.

London Taxi of Norwood, Inc., 19 Elkway:

Submitting information regarding the non-renewal of the licenses. On motion of Selectman Lyons, seconded by Selectman Plasko, voted 4-1 in favor of revoking the licenses for failure to renew properly as after many notices from this Board we don't think they are fulfilling their obligations as a licensee. Selectman Donohue opposed.

Unfinished Business

Chairman James Gormley, School Committee, Supt. James Hayden:

On motion of Selectman Donohue, seconded by Selectman Plasko, voted to file FY 17 Capital Outlay Proposals.

Memoranda

Selectmen's Meeting:

On motion of Selectman Lyons, seconded by Selectman Plasko, voted to approve as submitted the Board minutes of February 16, 2016.

Selectmen's Addenda

Selectman Howard

Legion Baseball

Paul Samargedlis sent an email announcing that Norwood Legion Baseball will be hosting the 2016 Massachusetts American Legion State Baseball Tournament. Norwood won that bid by majority vote. Several district chairmen recognized the Town's support of baseball. The tournament has been scheduled for July 23 – 28.

Selectman Donohue

Voting

The deadline to register to vote in the April 4th local election is March 15th.

Selectmen's Meeting

There will be no meeting next Tuesday, March 15th.

Candidates' Night

League of Women Voters will host candidates' night Monday March 21 in Memorial Hall.

Selectman Plasko

Committees and Boards

We always looking for people to get involved. This April there will be one or more openings on the Personnel Board, Airport Commission and Zoning Board of Appeals alternates list. We ask anyone who is interested to send a resume or letter of interest to the Board of Selectmen's Office.

Managers Agenda

Pleasant Street

Mario Suzi will be doing work on pleasant street near Certainteed. There should be no major traffic delays.

Linda Berger, Recreation Department Program Director

Mr. Carroll announced that Ms. Berger has accepted a position with the town of Sharon as the Recreation Superintendent and Mr. Miller has announced he will retire a year from June. He said he is considering the appointment of a new program director in light of Mr. Miller's retirement plans. Mr. Carroll said he feels the person he hires should be someone who is capable of taking

Linda Berger (cont'd)

over Mr. Miller's job one year from now. He said he will set up a committee with Mr. Miller and a few other town employees to select a capable replacement for Ms. Berger and possibly Mr. Miller in the future.

Selectman Plasko said he disagrees with the process. He said he was fortunate enough to have been asked by Mr. Carroll to participate in the in house interview process last time and Ms. Berger was indeed the most qualified candidate, he recommended her appointment and he publicly thanks her for her time with the town. Selectman Plasko said he hadn't officially heard that Mr. Miller was leaving until the Manager's letter today. It seems that this is the time when you really look at that department and decide if you need a program director or an assistant director, etc. Take a step back before advertising and evaluate the department and the budget, then make a decision and advertise the position. Mr. Carroll said he was confused as he has never heard complaints about the structure of the department or how it works. He sees no harm in filling the program director position with someone with the potential to fill Mr. Miller's position and he would have no objection to having one or two board members serve on the hiring committee. Selectman Plasko said there will be two major positions turning over and they should not fill a position until they have looked at the department and at that point it is the Manager's job to reorganize the department with the approval of its board. Chairman Bishop stated he does not want the position to become assistant director. Mr. Carroll said that would not happen; that this would remain a program director position.

Selectman Howard made a motion to hold a meeting with two members of this Board, Mr. Carroll and Mr. Miller to do an administrative review and come back to this Board with a recommendation. Selectman Plasko seconded the motion.

Selectman Lyons said if there is a problem with the way things are going and a way to do it better, an evaluation makes sense, but this is something that this Board and Mr. Carroll do constantly; looking at various departments and tweaking them as they go along. He said he has not heard of a need to eliminate positions or change programs. Part of the process of hiring is to evaluate the person and how they fit in and see if things need to change. If things do need to change we should have been hearing about it a long time ago. Selectman Donohue suggested having one or two representatives from the town. Mr. Carroll said he would not do that, it is unnecessary.

On motion of Selectman Howard, seconded by Selectman Plasko, voted unanimously to give the manager a two-week period during which he would meet with two members of this Board and Mr. Miller to answer questions the Board has. Selectmen Plasko and Howard volunteered to represent this Board.

Chairman Bishop said Linda Berger has been outstanding and she raised the department up to the next level. Selectman Lyons pointed out that Ms. Berger will be here in two weeks to present the Recreation Department Calendar.

Adjournment

No other business being presented for consideration, on motion of Selectman Howard, seconded by Selectman Plasko, voted to adjourn, and the meeting was adjourned accordingly, at 8:20 p.m.

A True Record.

Attest _____
Assistant