May 24, 2016

Present was James Lehan, Jeffrey Palumbo, Scott Bugbee, Jack Hathaway, Town Administrator and Marian Harrington, Executive Assistant.

The meeting was held in Room 124, Town Hall. Jim Lehan opened the meeting at 7:00 p.m. Jim announced that the meeting was video and audio taped. Jack read the agenda contents. All present recited the Pledge of Allegiance.

BOARD REORGANIZATION
Scott Bugbee moved to nominate Jeff Palumbo as Chairman. Jim Lehan seconded, and it was **so voted**.

Jim Lehan moved to nominate Scott Bugbee as Vice Chairman. Jeff Palumbo seconded, and it was **so voted**.

Scott Bugbee moved to appoint Jim Lehan as Clerk. Jeff Palumbo seconded, and it was **so voted**.

PUBLIC HEARING – NORFOLK FOOD MART, 10 ROCKWOOD ROAD
Present was Nitant (Nick) Raval, and Attorney Matt Porter representing Nick.

Jeff Palumbo opened the pubic hearing at 7 p.m. Jim Lehan read the public hearing notice.

Nick told the Board that he is requesting a Change of Manager, Transfer of Stock, and New Director of Norfolk Food Mart. The former Manager was Kaushal Vyas, but Nick has petitioned to become the Manager.

The Board said that they know Nick well, and that they have no problem with his request. There was no one present, or any objections.

Scott Bugbee moved to approve Change of Manager, Transfer of Stock, and New Director to Nitant Raval. Jim Lehan seconded, and it was **so voted**.

LICENSE VIOLATION – NORFOLK WINE AND SPIRITS, 206 DEDHAM STREET
Present was Maninder Bikram Singh, owner/manager of Norfolk Wine and Spirits.

Detective Michelle Palladini explained the process to the Board. She told the Board that on April 24th, they did nine establishments; two were closed. The Detectives met the operatives in an unmarked police cruiser in the parking lot of Norfolk Wine and Spirits. There was one male operative, and one female

operative, both underage. Detective Palladini said they had the underage operatives go into the establishment to purchase alcohol. They were give one $20 bill. They had no personal money or identification on them. The male operative purchased a six pack of beer for $7.99. The clerk at no time asked for identification. The operatives exited the store and signaled to the officers that they purchased the beer. They turned the beer over to Deputy Chief Carroll, and told him that the clerk was an older man with graying hair, and was alone.

At that point, Deputy Chief Carroll, Detective Palladini and Detective Kanadanian entered Norfolk Wine and Spirits and identified themselves as police officers. Detective Kanadanian informed the clerk that he had just sold alcohol to the underage operative. He identified himself as Malcolm Becker. He apologized and said he would notify the store owner. Deputy Chief Carroll left his information with the clerk for the store owner, and advised him that the violation would be forwarded to the Chief of Police and Board of Selectmen for a hearing.

Bikram thanked Detective Palladini for the operation. He said he is very embarrassed to be here today. He has taken this matter very seriously, and his employee is no longer present at the store. Not to make excuses, but he said the clerk was going through serious personal issues that clouded his judgment. Bikram has changed his policy and every employee is TIPS certified. He welcomes any suggestions by the Board to help him keep the store on track.

The Board suggested that if someone is 30 or under, you have to do ID. They told Bikram that there are a number of electronic scanners he could try to see if they work, but if someone isn't asking for identification, then it's a moot point.

Bikram is reviewing identiscans to have on site.

Jack said that Bikram has had Norfolk Wine and Spirits here 2+ years and has had no complaints from residents or anyone. Jack said that Bikram contacted him after this happened, and was very concerned. Jack complimented him, and said he is a good business partner. It has been a very long time since we have had any violation.

Jim Lehan moved to issue a $500 fine to Norfolk DARE, payable within a 30 day period. Scott Bugbee seconded, and it was **so voted**.

Jack said the last couple violations has been a fine of a $500 donation to the DARE program. Jeff stated that the amount would go higher if there are more offenses.

LICENSE VIOLATION – EAGLE BROOK SALOON, 258 DEDHAM STREET
Present was Charles Horne, owner/manager of Eagle Brook Saloon.

Detective Palladini said that the scenario was the same as she just explained for Norfolk Wine and Spirits.

On April 24th, they sent the two underage operatives in together. They purchased Yeungling at the bar, and were served. They exited Eagle Brook and signaled that they were served. They stated that they sat at the bar, and the bartender took their order for two Yeungling, delivered the drinks to them and cashed them out. At no time, did the bartender ask for an ID or even ask their age. Again, Deputy Chief Carroll, and Detectives Kanadanian and Palladini entered Eagle Brook and identified themselves as police officers and asked to speak to the on-duty manager. The manager identified himself as Frank Sorrento. He was advised of the violation and they told him they would need to speak to the bartender. The bartender was Mark Converitito and was advised that he had served the underage patrons without asking for an ID. He apologized, and stated he was trying to keep up with the pace of the bar as it was busy. The manager and bartender were advised this violation would be forwarded to the Chief of Police and Board of Selectmen for a hearing.

Chuck said he's been in business 35 years. He stated that the bartender,Mark feels bad, and is a good employee and is also a good friend, and he had to take him off the schedule for 2 weeks. He is a manager as well as a bartender. Chuck said he knows what happened. It got busy and it happened. He feels that Eagle Brook is a good contributor to the community.

Jack said that Chuck also came to him when the violation happened, and was embarrassed. He said that it is a serious issue we are talking about, and it goes into the 80's since he has had a violation. Thirty years of a stellar record is remarkable, and the restaurant has been a big supporter of King Philip, as well as the community. He said that he has been a good business partner as well.

Chuck said he has told his employees, if you have to card everyone because you don't know them, then do it. He said all venues card now, so people should be ready for it.

Jeff said that seems to be a similar situation with a long time record, and felt a $500 fine would be appropriate.

Jim Lehan moved to issue a $500 fine to Norfolk DARE, payable within a 30 day period. Scott Bugbee seconded, and it was **so voted**.

Discussion Items

Jack said that they had a Public Safety Building Committee meeting. It was a good meeting and they covered the whole gamut of whether systems fit in the

building or not. He said they looked at all costs, and said that he thinks they are doing well as far as time frame, and are on course.

The MECC is going well. They delegated the floor plan space to the Chiefs to review and they are pulling in assistance from staff, dispatchers and others. They are doing a great job designing.

One advantage of having a building, is that you have to fit it in there. There is room for future buildout, as well.

Jim commended Jack because he had to bear the brunt of this project. Jeff agreed that he must be proud that we are the host community for these other towns.

Jack discussed the Inspector General's letter that was picked up by the Sun Chronicle. He said this was a person who was employed by several towns. There is an issue with his hours and possible double dipping.

Jack wanted to comment on the nature of the IG's letter. In December, they got a call from the IG's office for information. This individual is a contractor for the Town of Norfolk, not an employee.

Jack said he is frustrated that the IG's office called and asked for information and we provided it. They came back again and asked for more information, and we provided it. Jack asked if they would need to speak to town counsel or need more information. They said no.

The letter we received from the Inspector General criticized us and Jack said we were never sent the report, or given any information. He said that we have employed him since the late 90's. We are confident that we are paying for work we contracted for.

Jeff agreed that as a Board of Health member, we contracted him and there was no complaints with his service. There was not an issue with him working full time in another town and working with us. The timing of this letter, and the release to two newspapers is upsetting. It is not fair and reasonable to have us know or do anything when we were never notified or given a copy of the report.

Scott finds it horrendous that they dragged us into it and we were never notified. It's unfair that we were never given notification. Jack said Ashland said that he makes $85,000 for them, and he makes $27,000-$51,000 in Sherborn. He makes it very clear that he works for Ashland, and he does his work for us on his off hours or when he isn't working. This is very disappointing.

Jack said the report is on the Town of Sherborn's website under Board of Health. He said it is a murky finding. It basically says that the hours the gentleman said he worked, he worked. They don't find anything different. So Jack said he doesn't know why we are having this conversation. Jeff said if anything came to us that caused us to question his ethic or whatever, we take this seriously and we will continue to review any and all information and act appropriately.

Jack will draft a response. He has a month to get back to them.

Jack said he will send out a reverse 911 call to conserve water. No irrigation systems can be used, etc. The Board agreed.

TOWN ADMINISTRATOR REPORT
Action Items
Jim Lehan moved to appoint Erin Hunt as a member of the Design Review Board as the Board of Selectmen's designee, term to expire June 30, 2017. Scott Bugbee seconded, and it was **so voted**.

Erin was present.
Erin said he has lived in town for several years and wanted to become involved. He is a current member of the Zoning Working Committee. He heard there was an opening on the Design Review Board, and is an architect.

Scott Bugbee moved to appoint Gregg Damiano as the Associate Member to the Planning Board, term to expire June 30, 2017. Jim Lehan seconded, and it was **so voted**. This is a joint appointment with the Planning Board, who appointed Gregg as the Associate Member at their May 17th meeting.

Jack reviewed the changes to the Patrolman's Contract. He felt that there weren't really any major changes, but reviewed what did change. He mentioned that challenges are that many senior officers are retiring and they discussed base pay and other considerations. Jack said that Quinn Bill is no longer for the new officers.

Jim said that we are within other towns. We are not above. He thanked the Union for all their help. A few years ago when we asked for a pay freeze, the police union stepped up and helped out. This year when we asked to support the health insurance, they stepped up. The process was smooth and they were very supportive. Jack and Scott and Jeff echoed Jim's comments.

Scott Bugbee moved to approve the Patrolman's Contract of July 1, 2016 through June 30, 2019. Jim Lehan seconded, and it was **so voted**.

ACCEPTANCE OF MINUTES

Scott Bugbee moved to accept the minutes of January 26, 2016; February 26, 2016; March 9, 2016; March 22, 2016; April 5, 2016, regular and executive session; April 20, 2016, regular and executive session; May 3, 2016; and May 10, 2016, regular and executive session. Jim Lehan seconded, and it was **so voted**.

At 8:21 p.m., Scott Bugbee moved to adjourn the meeting. Jim Lehan seconded, and it was **so voted**.

This is a true and accurate report of the Selectmen's Meeting of May 24, 2016.

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James C. Lehan, Clerk