

**MINUTES OF BOARD OF SELECTMEN MEETING  
TUESDAY, APRIL 7, 2015**

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Chairman Mauceri called the meeting to order at 7:07 p.m. in Room 14 at the Town Hall in the presence of members, Mr. Foti, Mr. Yull, Mr. O'Leary and Town Administrator, Michael Gilleberto. Mr. Prisco was absent.

**CALL TO ORDER IN OPEN SESSION**

Chairman Mauceri called to order open session at 7:08 p.m.

The members recited the Pledge of Allegiance.

Mr. Gilleberto informed the Public that Norcam has completed their upgrade to fiber optic broadcast. There will be improved quality of resolution.

**MINUTES**

MR. CHAIRMAN, I MOVE TO APPROVE THE **MARCH 23, 2015** REGULAR SESSION MINUTES AS WRITTEN.

MOTION BY: MR. O'LEARY  
SECONDED BY: MR. YULL  
VOTED: 4-0 (UNANAMOUS) (MR. PRISCO ABSENT)

MR. CHAIRMAN, I MOVE TO APPROVE THE **MARCH 23, 2015** EXECUTIVE SESSION MINUTES AS WRITTEN.

MOTION BY: MR. O'LEARY  
SECONDED BY: MR. YULL  
VOTED: 4-0 (UNANAMOUS) (MR. PRISCO ABSENT)

**LEGAL BILLS**

MR. CHAIRMAN, I MOVE TO APPROVE LEGAL BILLS FOR FEBRUARY, 2015 IN THE AMOUNT OF **\$5,825.12** AS FOLLOWS:

KOPELMAN AND PAIGE, P.C. (GENERAL)	\$2,813.12
KOPELMAN AND PAIGE, P.C. (LABOR)	\$2,484.00
WEST	<u>\$ 528.00</u>
TOTAL	\$5,825.12

MOTION BY: MR. O'LEARY  
SECONDED BY: MR. YULL  
VOTED: 4-0 (UNANAMOUS) (MR. PRISCO ABSENT)

**PUBLIC COMMENT**

None.

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**COWABUNGA’S ENTERTAINMENT, LLC – AUTOMATIC AMUSEMENT DEVICE LICENSE**

Lauri Rahnasto from A to Z Vending was in attendance to represent Cowabunga’s. He addressed some concerns of the Board. Mr. Gilleberto informed him that the Building Inspector will not agree to more than 10 automatic amusement devices.

MR. CHAIRMAN, I MOVE TO AMEND THE FOLLOWING AUTOMATIC AMUSEMENT DEVICE LICENSE TO INCLUDE 5 ADDITIONAL AUTOMATIC AMUSEMENT DEVICES SUBJECT TO ALL REGULATORY DEPARTMENT REQUIREMENTS:

COWABUNGA’S ENTERTAINMENT, LLC

MOTION BY: MR. O’LEARY  
SECONDED BY: MR. YULL  
VOTED: 4-0 (UNANAMOUS) (MR. PRISCO ABSENT)

There is some time before the Show Cause Hearing for Hess is scheduled to begin, therefore, Seasonal License Renewals will be taken out of order on the Agenda.

**SEASONAL LICENSE RENEWALS**

**THOMSON CLUB PRO SHOP**

MR. CHAIRMAN, I MOVE TO RENEW THE SEASONAL WINE AND MALT BEVERAGES LICENSE FOR THOMSON CLUB PROSHOP, 2 MID IRON DRIVE TO EXPIRE DECEMBER 31, 2015 SUBJECT TO ALL REGULATORY DEPARTMENT REQUIREMENTS.

MOTION BY: MR. O’LEARY  
SECONDED BY: MR. YULL  
VOTED: 4-0 (UNANAMOUS) (MR. PRISCO ABSENT)

**HILLVIEW SNACK BAR**

MR. CHAIRMAN, I MOVE TO RENEW THE SEASONAL COMMON VICTUALLER LICENCE FOR HILLVIEW SNACK BAR, 149 NORTH STREET TO EXPIRE DECEMBER 31, 2015 SUBJECT TO ALL REGULATORY DEPARTMENT REQUIREMENTS.

MOTION BY: MR. O’LEARY  
SECONDED BY: MR. YULL  
VOTED: 4-0 (UNANAMOUS) (MR. PRISCO ABSENT)

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MR. CHAIRMAN, I MOVE TO RENEW THE SEASONAL WINE AND MALT BEVERAGES LICENSE FOR HILLVIEW SNACK BAR, 149 NORTH STREET TO EXPIRE DECEMBER 31, 2015 SUBJECT TO ALL REGULATORY DEPARTMENT REQUIREMENTS.

MOTION BY: MR. O'LEARY  
SECONDED BY: MR. YULL  
VOTED: 4-0 (UNANAMOUS) (MR. PRISCO ABSENT)

**SHOW CAUSE HEARING: HESS**

Mr. Gilleberto informed the public of the rescheduling of the hearing due to scheduling conflicts with Hess. Chief Murphy reads the violation report. Attorney Upton, representing Hess, reads a statement which emphasizes Hess's proactive approach to comply with M.G.L. Chapter 138, Sec. 34. John Judy, Regional Manager for Hess and Donna Gilberti, Site Manager for Hess also addressed the Board. The Board appreciated their sincere, ongoing efforts to comply with the law, however with two other violations occurring that same evening, and each establishment receiving the same suspension, the Board feels they have to be consistent. Mr. O'Leary would like the Board to come up with a policy for suspensions.

MR. CHAIRMAN, I MOVE TO SUSPEND FOR 3 CONSECUTIVE DAYS ON APRIL 16TH, 17TH AND 18TH THE WINE AND MALT BEVERAGES LICENSE OF HESS, 231 MAIN STREET AND THAT THE LICENSE MUST BE DELIVERED TO THE NORTH READING POLICE DEPARTMENT AT THE CLOSE OF BUSINESS ON APRIL 15<sup>TH</sup> AND PICKED UP AT THE POLICE STATION ON APRIL 19<sup>TH</sup>, 2015.

MOTION BY: MR. YULL  
SECONDED BY: MR. FOTI  
VOTED: 3-1 (MR. O'LEARY OPPOSED) (MR. PRISCO ABSENT)

**CONSIDERATION OF REQUEST TO DELAY SUSPENSION - TEDESCHI**

MR. CHAIRMAN, I MOVE TO DELAY THE SUSPENSION OF THE WINE AND MALT BEVERAGE LICENSE OF TEDESCHI FOOD SHOPS, 202 NORTH STREET UNTIL AFTER THE ABCC APPEAL HEARING.

MOTION BY: MR. O'LEARY  
SECONDED BY: MR. YULL  
VOTED: 4-0 (UNANAMOUS) (MR. PRISCO ABSENT)

**VEHICLE USE POLICY – 1<sup>ST</sup> READING**

Pass over.

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**CELL PHONE POLICY – 1<sup>ST</sup> READING**

Mr. Gilleberto informed the Board that the Cell Phone policy will create equity across the board. Finance Director, Liz Rourke indicated the goal is to have everyone on one account with a total pool of minutes and data to split.

MR. CHAIRMAN, I MOVE TO ACCEPT THE FIRST READING OF THE CELL PHONE POLICY.

MOTION BY: MR. O'LEARY  
SECONDED BY: MR. YULL  
VOTED: 4-0 (UNANAMOUS) (MR. PRISCO ABSENT)

**FY2016 BUDGET**

Liz Rourke presented a power point presentation on the current status of the FY2016 Budget. See Attached.

**JUNE TOWN MEETING ARTICLES**

Mr. Gilleberto discussed the "Summary of Monetary Articles" (attached). Article 22-Fund Martin's Pond Milfoil Treatment is a project that should take place over 5 years, however, if proceeds from the flood mitigation bond are used, the appropriation of money would need to be spent in 2 years. Mr. O'Leary would like to fund this project up front. Mr. Gilleberto and the finance team will look for options to fund the project for Martins Pond. Article 25 was discussed in relation to snow removal. Areas to be identified will be foot traffic and the town's ability to remove the snow. With regard to high pedestrian use, the clean and lien process was discussed where if the town removes the snow a fine or a lean on the property will be imposed.

**TOWN ADMINISTRATOR'S REPORT**

(See Attached.) Discussed a MA Grant for a study on Main Street, and Special Collection Dates.

**OLD NEW BUSINESS**

**MR. O'LEARY**

No Comment.

**MR. YULL**

Commented on the COA accepting Yard Sale applications and where the applications can be obtained.

**MR. FOTI**

No Comment.

**MR. MAUCERI**

Commented on the effort of the Financial Planning Team for doing such a great job on the FY2016 Budget. Discussed the Andover Selectmen meeting regarding water rates.

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**ADJOURNMENT**

MR. CHAIRMAN, I MR. O'LEARY MOVE TO ADJOURN

SECONDED:	MR. YULL	
VOTED:	MR. YULL	AYE
	MR. MAUCERI	AYE
	MR. O'LEARY	AYE
	MR. FOTI	AYE

VOTE: 4-0 (UNANAMOUS) (MR. PRISCO ABSENT)

ADJOURN: 10:12p.m.

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DATE

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STEPHEN O'LEARY, CLERK

**Documents and Exhibits:**

Budget Power Point Presentation  
Summary of Monetary Articles  
Town Administrator Report (with attachments)