

**MINUTES OF BOARD OF SELECTMEN MEETING
MONDAY, AUGUST 1, 2016**

Chairman Mauceri called the meeting to order at 7:38 p.m. in Room 14 at the Town Hall in the presence of members Mr. Prisco, Mrs. Manupelli, Mr. Yull, Mr. O'Leary, and Town Administrator, Michael Gilleberto.

CALL TO ORDER OPEN SESSION

Chairman Mauceri called to order the open session at 7:38 p.m.

The Chairman States: "In accordance with the Open Meeting Law, the Board states for the record that this meeting is being recorded by NORCAM and may be recorded by other local media."

The members recited the Pledge of Allegiance.

CERTIFICATE OF RECOGNITION: SPECIALIST CARL J. BERTOLINO

Mr. Bertolino and his family were in attendance. Mr. Yull reads the certificate and talks of the recent ceremony where Carl Bertolino received the Bronze Star 48 years after his service in Vietnam. He informed the public of the horrific experiences Mr. Bertolino went through while serving his Country. A photo was taken.

Veteran's Service Director Susan Magner informed the Board that North Reading is a Commemorative Partner in honoring the Veterans of the 50th Anniversary of the Vietnam War. Ms. Magner read a Certificate from the Department of Defense and a Proclamation from the President. She also received a commemorative flag. She informed the Public of the Veterans Dinner to be held on Sunday, September 25, 2016 from 2:00-6:00.

APPOINTMENTS: ELECTION WORKERS

The Town Clerk, Barbara Stats was in attendance to discuss the appointing of Election Workers. She informed the Board that election workers attend training sessions and are always well prepared, helpful and courteous. She thanked them for their time.

MR. CHAIRMAN, I MOVE TO EXERCISE THE FOLLOWING OPTION FOR APPOINTMENT OF ELECTION WORKERS FOR ELECTIONS HELD BETWEEN SEPTEMBER 1, 2016 THROUGH AUGUST 31, 2017:

APPOINT ELECTION OFFICERS FROM THE LIST SUBMITTED BY THE REGISTRARS AS RECOMMENDED BY THE REGISTRARS.

MOTION BY: MRS. MANUPELLI
SECONDED BY: MR. YULL
VOTED: 5-0

PUBLIC HEARING: 202 NORTH STREET, INC., D/B/A 28 BEER AND WINE TRANSFER OF PACKAGE STORE/WINE AND MALT BEVERAGE LICENSE

7:54 – Chairman Mauceri reads the Public Hearing Notice. Owner Vivekanand Patel, and his Attorney Joseph Devlin were in attendance. Mrs. Manupelli expressed her concern regarding his ability to manage 3 stores effectively. Mr. Patel responded he will be on site 30-40 hours per week. Mrs. Manupelli reads the section of the Lease Agreement which states he cannot operate as a convenience store. She stated there is not a public need for another package store. It was determined

**MINUTES OF BOARD OF SELECTMEN MEETING
MONDAY, AUGUST 1, 2016**

that the language in the Lease Agreement needs to clarify what type of operation Mr. Patel will be able to run. The applicant agreed that a continuation may be in order, and that he would extend any statutory deadlines until the continued hearing date.

MR. CHAIRMAN, I MOVE TO CONTINUE THE PUBLIC HEARING FOR 202 NORTH STREET, INC., D/B/A/ 28 BEER AND WINE TRANSFER OF PACKAGE STORE/WINE AND MALT BEVERAGE LICENSE TO AUGUST 22, 2016 AT 7:45 PM.

MOTION BY: MR. O'LEARY
SECONDED BY: MR. YULL
VOTED: 5-0

PUBLIC COMMENT

None.

SHOW CAUSE HEARING: GINGER GOURMET

8:11 – Chairman Mauceri opens the Hearing. Chief Murphy reads the report of the alcohol violation. The Board inquired about waitresses being TIPS Certified. Mr. Zeng responded that they have “in house” training, nothing formal. Only the bartenders are TIPS Certified. Chairman Mauceri wants a commitment from Mr. Zeng that all employees who carry alcohol get TIPS Certified. Mr. O'Leary reads the policy that requires all employees be TIPS Certified. Since this is Ginger Gourmet's first offense, Mrs. Manupelli suggested withholding the suspension if Mr. Zeng gets his employees TIPS Certified and provides a list of employees and copies of their TIPS Certification cards to the Board. Chairman Mauceri responded that the Board needs to remain consistent with their penalties for violations.

8:40 - Hearing closes.

MR. CHAIRMAN, I MOVE TO SUSPEND FOR THREE (3) CONSECUTIVE DAYS THE COMMON VICTUALLER/ALL ALCOHOL LICENSE OF GINGER GOURMET RESTAURANT, 265-277 MAIN STREET ON SEPTEMBER 2, 2016 AND THAT THE LICENSE MUST BE DELIVERED TO THE NORTH READING POLICE DEPARTMENT AT THE CLOSE OF BUSINESS ON SEPTEMBER 1, 2016 AND PICKED UP AT THE POLICE STATION ON SEPTEMBER 5, 2016

MOTION BY: MRS. MANUPELLI
SECONDED BY: MR. PRISCO
VOTED: 5-0 (UNANIMOUS)

Mr. O'Leary stated that shutting down a business is more than a slap on the wrist for a one time offense. He feels a less harsh penalty may be warranted. He urged the Board to revisit practices of how offenses are penalized. Mr. Yull stated he suggested the same in previous meetings. Mr. O'Leary would like the Board to have a policy in place. Chairman Mauceri responded that discussion of a policy will be an agenda item for a future meeting.

**MINUTES OF BOARD OF SELECTMEN MEETING
MONDAY, AUGUST 1, 2016**

SHOW CAUSE HEARING: RYERS

8:45 – Chairman Mauceri opens the Hearing. Chief Murphy reads the report of the alcohol violation. Owner Mark Hall and Manager Ken Gasse were in attendance. Mr. Hall expressed his remorse and Mr. Gasse informed the Board of the proactive measures they are taking to make sure this never happens again. Mr. Yull stated that this is the first offense in 14 years and is a prime example of the penalty not fitting the crime and would like to review the policy. Mrs. Manupelli suggested imposing a three day suspension and suspending the suspension for 6 months. She also wants to review the policy. Chairman Mauceri suggested giving Mr. Hall a choice of days to serve the suspension because of the proactive measures he has taken. Mr. Prisco stated that a Friday through Sunday suspension is consistent with the Boards past practice however he would have no objection to having it suspended sooner rather than later.

9:04 – Hearing closes.

MR. CHAIRMAN, I MOVE TO SUSPEND FOR THREE (3) CONSECUTIVE DAYS THE PACKAGE STORE / WINE AND MALT BEVERAGE LICENSE OF RYERS, 162 PARK STREET ON AUGUST 12, 2016 AND THAT THE LICENSE MUST BE DELIVERED TO THE NORTH READING POLICE DEPARTMENT AT THE CLOSE OF BUSINESS ON AUGUST 11, 2016 AND PICKED UP AT THE POLICE STATION ON AUGUST 15, 2016

MOTION BY: MRS. MANUPELLI
SECONDED BY: MR. PRISCO
VOTED: 5-0 (UNANIMOUS)

Mr. O’Leary stated that this is a prime example of why the Board needs to change their policy. He stated that it is too stiff of a penalty for a first offense in 14 years. He also stated that you can’t help treating people who are more proactive in the community differently.

SHOW CAUSE HEARING: CHRISTOPHER’S MARKET

9:08 – Chairman Mauceri opens the Hearing. Chief Murphy reads the report of the alcohol violation. Owner Rakesh Aggarwal and his Attorney Namita Agarwal were in attendance. Mr. Gilleberto informed the Board of 2 previous violations. Attorney Agarwal asked the Board to consider this violation a second offense in 10 years rather than a third offense since the current owner was a silent partner when the first offense occurred. Mr. Gilleberto clarified that according to the Secretary of the Commonwealth, Mr. Agarwal was an officer of the corporation for the previous violations.

9:31 – Hearing closes.

MR. CHAIRMAN, I MOVE TO SUSPEND FOR THREE (3) CONSECUTIVE DAYS THE PACKAGE STORE / WINE AND MALT BEVERAGE LICENSE OF CHRISTOPHER’S MARKET ON SEPTEMBER 2, 2016 AND THAT THE LICENSE MUST BE DELIVERED TO THE NORTH READING POLICE DEPARTMENT AT THE CLOSE OF BUSINESS ON SEPTEMBER 1, 2016 AND PICKED UP AT THE POLICE STATION ON SEPTEMBER 5, 2016

MOTION BY: MRS. MANUPELLI
SECONDED BY: MR. PRISCO
VOTED: 5-0 (UNANIMOUS)

**MINUTES OF BOARD OF SELECTMEN MEETING
MONDAY, AUGUST 1, 2016**

Chairman Mauceri suggested reviewing and creating a policy to determine a penalty to reflect the amount of time in between violations. Chief Murphy addressed the Board with regard to preventing violations. He stated making more recommendations to the Board and making people accountable in TIPS training would help with prevention. Mr. O'Leary stated the Manager on record should be present on premises. Mrs. Manupelli informed the Board about a practice in Malden where updated employee lists and any employee changes are provided to the Liquor Licensing Board. It makes enforcement easier. Chairman Mauceri asked Mrs. Manupelli to put a plan together similar to Malden's practice for North Reading.

9:43 – Mr. Prisco leaves.

PROCLAMATION: C. CLARE PICCUITO DAY

MR. CHAIRMAN, I MOVE TO PROCLAIM FRIDAY, AUGUST 19TH, 2016 AS C. CLARE PICCIUTO DAY.

MOTION BY: MRS. MANUPELLI
SECONDED BY: MR. O'LEARY
VOTED: 4-0 (UNANIMOUS) (MR. PRISCO ABSENT)

There will be an event at the Senior Center later this month.

9:46 – Mr. Prisco returns.

11 MAGNOLIA ROAD – VOTE SURPLUS PROPERTY

MR. CHAIRMAN, I MOVE TO DECLARE THAT THE ENTIRETY OF THE LAND OWNED BY THE TOWN AT 11 MAGNOLIA STREET AND IDENTIFIED AS ASSESSOR'S MAP 33, PARCEL 71, IS NO LONGER NEEDED FOR PARK PURPOSES AND IS AVAILABLE FOR DISPOSITION WITH NO RESTRICTIONS IN ACCORDANCE WITH CHAPTER 28 OF THE ACTS OF 2016 AND THE VOTE OF THE OCTOBER 5, 2015 TOWN MEETING UNDER ARTICLE 14.

MOTION BY: MRS. MANUPELLI
SECONDED BY: MR. YULL
VOTED: 5-0 (UNANIMOUS)

MR. CHAIRMAN, I MOVE TO DETERMINE THAT THE VALUE OF THE PROPERTY AT 11 MAGNOLIA STREET, IDENTIFIED AS ASSESSOR'S MAP 33, PARCEL 71, IS TWENTY-FIVE THOUSAND DOLLARS (\$25,000) IN ACCORDANCE WITH CHAPTER 28 OF THE ACTS OF 2016 AND CHAPTER 30B SECTION 16 PARAGRAPH B.

MOTION BY: MRS. MANUPELLI
SECONDED BY: MR. YULL
VOTED: 5-0 (UNANIMOUS)

**MINUTES OF BOARD OF SELECTMEN MEETING
MONDAY, AUGUST 1, 2016**

MR. CHAIRMAN, I MOVE TO APPROVE THE CONVEYANCE OF THE LAND LOCATED AT 11 MAGNOLIA STREET, IDENTIFIED AS ASSESSOR'S MAP 33, PARCEL 71, TO ADAM AND VALERIE TAYLOR IN THE AMOUNT OF \$9,950.62, AND ASSOCIATED FEES AND COSTS, AND TO AUTHORIZE THE CHAIRMAN OF THE BOARD OF SELECTMEN TO SIGN ALL CORRESPONDING DOCUMENTATION.

MOTION BY: MRS. MANUPELLI
SECONDED BY: MR. YULL
VOTED: 5-0 (UNANIMOUS)

MINUTES

MR. CHAIRMAN, I MOVE TO APPROVE THE **MAY 11, 2016** JOINT MEETING WITH READING BOARD OF SELECTMEN MINUTES AS WRITTEN.

MOTION BY: MRS. MANUPELLI
SECONDED BY: MR. YULL
VOTED: 4-0 (UNANIMOUS) (MR. PRISCO ABSTAINED)

MR. CHAIRMAN, I MOVE TO APPROVE THE **MAY 17, 2016** JOINT MEETING WITH READING BOARD OF SELECTMEN MINUTES AS WRITTEN.

MOTION BY: MRS. MANUPELLI
SECONDED BY: MR. O'LEARY
VOTED: 5-0 (UNANIMOUS)

MR. CHAIRMAN, I MOVE TO APPROVE THE **JUNE 6, 2016** REGULAR SESSION MINUTES AS WRITTEN.

MOTION BY: MRS. MANUPELLI
SECONDED BY: MR. YULL
VOTED: 5-0 (UNANIMOUS)

MR. CHAIRMAN, I MOVE TO APPROVE THE **JUNE 6, 2016** EXECUTIVE SESSION MINUTES AS WRITTEN.

MOTION BY: MRS. MANUPELLI
SECONDED BY: MR. YULL
VOTED: 5-0 (UNANIMOUS)

MR. CHAIRMAN, I MOVE TO APPROVE THE **JUNE 13, 2016** REGULAR SESSION MINUTES AS WRITTEN.

MOTION BY: MRS. MANUPELLI
SECONDED BY: MR. YULL
VOTED: 5-0 (UNANIMOUS)

**MINUTES OF BOARD OF SELECTMEN MEETING
MONDAY, AUGUST 1, 2016**

MR. CHAIRMAN, I MOVE TO APPROVE THE **JUNE 13, 2016** EXECUTIVE SESSION MINUTES AS WRITTEN.

MOTION BY: MRS. MANUPELLI
SECONDED BY: MR. YULL
VOTED: 5-0 (UNANIMOUS)

9:54 – Mr. Yull leaves.

MR. CHAIRMAN, I MOVE TO APPROVE THE **JUNE 20, 2016** REGULAR SESSION MINUTES AS WRITTEN.

MOTION BY: MRS. MANUPELLI
SECONDED BY: MR. O'LEARY
VOTED: 3-0 (MR YULL ABSENT) (MR. PRISCO ABSTAINED)

MR. CHAIRMAN, I MOVE TO APPROVE THE **JUNE 20, 2016** EXECUTIVE SESSION MINUTES AS WRITTEN.

MOTION BY: MRS. MANUPELLI
SECONDED BY: MR. O'LEARY
VOTED: 3-0 (MR YULL ABSENT) (MR. PRISCO ABSTAINED)

MR. CHAIRMAN, I MOVE TO APPROVE THE **JULY 18, 2016** REGULAR SESSION MINUTES AS WRITTEN.

MOTION BY: MRS. MANUPELLI
SECONDED BY: MR. O'LEARY
VOTED: 4-0 (UNANIMOUS) (MR. YULL ABSENT)

MR. CHAIRMAN, I MOVE TO APPROVE THE **JULY 18, 2016** EXECUTIVE SESSION MINUTES AS WRITTEN.

MOTION BY: MRS. MANUPELLI
SECONDED BY: MR. O'LEARY
VOTED: 4-0 (UNANIMOUS) (MR. YULL ABSENT)

9:57 – Mr. Yull returns.

DISCUSS MEETING SCHEDULE

August 22nd, September 12th, September 19th to sign October Town Meeting warrant, October 3rd for Warrant Article Hearing, and October 17th. Strategic Planning meeting October 6th.

**MINUTES OF BOARD OF SELECTMEN MEETING
MONDAY, AUGUST 1, 2016**

**RATIFY MEMORANDUM OF AGREEMENT: NORTH READING POLICE UNION,
MCOP LOCAL 456**

MR. CHAIRMAN, I MOVE TO RATIFY THE MEMORANDUM OF AGREEMENT BETWEEN THE TOWN OF NORTH READING AND THE NORTH READING POLICE UNION, MCOP LOCAL 456 FOR THE PERIOD OF JULY 1, 2015 THROUGH JUNE 30, 2016.

MOTION BY: MRS. MANUPELLI
SECONDED BY: MR. O'LEARY
VOTED: 5-0 (UNANIMOUS)

MR. CHAIRMAN, I MOVE TO RATIFY THE MEMORANDUM OF AGREEMENT BETWEEN THE TOWN OF NORTH READING AND THE NORTH READING POLICE UNION, MCOP LOCAL 456 FOR THE PERIOD OF JULY 1, 2016 THROUGH JUNE 30, 2019.

MOTION BY: MRS. MANUPELLI
SECONDED BY: MR. PRISCO
VOTED: 5-0 (UNANIMOUS)

MR. CHAIRMAN, I MOVE TO RATIFY THE MEMORANDUMS OF AGREEMENT BETWEEN THE TOWN OF NORTH READING AND THE NORTH READING POLICE UNION, MCOP LOCAL 456 AND TO PERMIT THE TOWN ADMINISTRATOR TO EXECUTE THE MEMORANDUMS OF AGREEMENT FOR JULY 1, 2015 THROUGH JUNE 30, 2016 AND JULY 1, 2016 THROUGH JUNE 30, 2019.

MOTION BY: MRS. MANUPELLI
SECONDED BY: MR. PRISCO
VOTED: 5-0 (UNANIMOUS)

REVIEW DRAFT TUITION REIMBURSEMENT POLICY

Mr. Gilleberto reviewed the draft policy with the Board and asked for their feedback. Mr. Prisco would like the policy to be run by the Veterans department to see if supplemental funds are available to veterans. He would like to see all forms of reimbursement indicated on the Request Form. He also suggested getting the School Department's policy for ideas. Chairman Mauceri stated that reimbursement would have to be discretionary because the money has to be budgeted. He inquired about determining who reimbursement would be granted to and how to select recipients. Mr. Yull gave a handout with his recommendations for changes (see attached). Mrs. Manupelli recommended capping reimbursements per employee per year and only reimbursing a percentage to give the employee more incentive to get better grades. Mrs. Manupelli also stated that reimbursement would be subject to appropriation and number of applicants. Mr. O'Leary stated if similar courses are offered, they should be taken at a more cost effective institution. Chairman Mauceri stated that if the Town is willing to make an investment in an individual, the individual should benefit the Town. Mr. Yull stated that the policy should be course driven not degree driven.

Mr. Gilleberto will incorporate the Selectmen's feedback into the policy and have it ready for the August 22nd Board of Selectmen meeting.

**MINUTES OF BOARD OF SELECTMEN MEETING
MONDAY, AUGUST 1, 2016**

TOWN ADMINISTRATOR'S REPORT

See Attached. Topics discussed: road resurfacing, Stage one water restriction, Town Hall painting, FEMA's approval of the Town's Hazard Mitigation Plan, Washington Street Bridge repair work, Boston Magazine report, and mosquito spraying.

In response to the Stage One Water restriction topic, Mr. O'Leary inquired if any fines have been issued to residents who violate the water restriction. He stated another compliance reminder needs to be issued. Mr. Prisco stated that if fines are instituted, they have to be paid.

OLD AND NEW BUSINESS

MR. O'LEARY

No Comment.

MR. PRISCO

No Comment.

MR. YULL

Mentioned National Night Out to be held Tuesday, August 2nd. Commented on the striping on the roads and that better quality paint should be used.

MR. MAUCERI

Mentioned National Night Out.

MR. CHAIRMAN, I MR. PRISCO MOVE TO ADJOURN

SECONDED:	MR. YULL	
VOTED:	MR. O'LEARY	AYE
	MR. YULL	AYE
	MRS. MANUPELLI	AYE
	MR. PRISCO	AYE
	MR. MAUCERI	AYE

VOTE: 5-0 (UNANIMOUS)

ADJOURN: 11:04 p.m.

DATE

KATHRYN MANUPELLI, CLERK