

**MINUTES OF BOARD OF SELECTMEN MEETING
MONDAY, AUGUST 22, 2016**

Chairman Mauceri called the meeting to order at 7:34 p.m. in Room 14 at the Town Hall in the presence of members Mr. Prisco, Mrs. Manupelli, Mr. Yull, and Town Administrator, Michael Gilleberto. Mr. O'Leary was absent.

CALL TO ORDER OPEN SESSION

Chairman Mauceri called to order the open session at 7:34 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.

SIGN OCTOBER TOWN MEETING WARRANT

MR. CHAIRMAN, I MOVE TO SIGN THE SEPTEMBER 8, 2016 STATE PRIMARY WARRANT.

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

Constable John Firriello was in attendance to take the Warrant after signing.

MINUTES

MR. CHAIRMAN, I MOVE TO APPROVE THE **AUGUST 1, 2016** REGULAR SESSION MINUTES AS AMENDED.

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

MR. CHAIRMAN, I MOVE TO APPROVE THE **AUGUST 1, 2016** EXECUTIVE SESSION MINUTES AS WRITTEN.

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

PUBLIC COMMENT

None.

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APPROVE LEGAL BILLS

MR. CHAIRMAN, I MOVE TO APPROVE LEGAL BILLS FOR FURMAN GREGORY DEPTULA AS FOLLOWS:

RETAINER REQUEST \$85,000

(APPROXIMATELY \$15,000 TO \$25,000 FOR EXPERTS SERVICES, \$10,317.49 FOR SERVICES RENDERED THROUGH 7/31/2016 AND THE REMAINDER FOR FUTURE LEGAL EXPENDITURES)

MOTION BY: MRS. MANUPELLI

SECONDED BY: MR. PRISCO

VOTED: 4-0 (UNANIMOUS) (MR. O'LEARY ABSENT)

MS4 PERMIT APPEAL INVOICE

Mr. Gilleberto informed the public about the vote at the August 1, 2016 BoS meeting to join a coalition with other communities to appeal an EPA permit regarding storm water. The invoice amount is the Town's contribution to participate in the lawsuit.

MR. CHAIRMAN, I MOVE TO APPROVE THE MS4 PERMIT APPEAL INVOICE IN THE AMOUNT OF \$2,500.

MOTION BY: MRS. MANUPELLI

SECONDED BY: MR. YULL

VOTED: 4-0 (UNANIMOUS) (MR. O'LEARY ABSENT)

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

7:43 – Chairman Mauceri reads the Public Hearing Notice.

This is a continuation of the Public Hearing from August 1, 2016. The Board requested clarification on the business. Attorney Joseph Devlin and Vivek Patel were in attendance to represent 28 Beer and Wine and to answer questions from the Board. Mrs. Manupelli appreciated the clarification they provided however she does not see a public need for another beer and wine store, especially with so many others in such close proximity. Chris Pendleton, former owner of Tedeschi's addressed the Board informing them that 1.5 Million Dollars was given to the Town in 2015 from Lottery sales, his store was in the top ten of the state for sales. Mr. Prisco stated a liquor license is not an entitlement, it is a privilege and should not be used for selling tobacco and lottery tickets. He further stated that it does not fit into the Strategic Plan and this type of store does not provide a service that fits in the community. He is not in favor of transferring the license.

8:03 – Chairman Mauceri closes the Public Hearing

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Mr. Yull stated that he likes the revenue that the lottery sales produce for the Town. He further stated that Vivek should be given the opportunity to operate a business in Town. Mr. Yull will support this transfer for the purpose of continuing to generate revenue for the Town. Mrs. Manupelli stated that he can still sell lottery and tobacco without selling alcohol. Mr. Prisco stated there are 15 locations to purchase lottery tickets and 11 locations to purchase beer and wine therefore there is no need to assign a liquor license at this location. Chairman Mauceri stated he is pro-business but is not in favor of this business, there are too many restrictions on the lease.

Mr. Pendleton inquired about using his license elsewhere if it cannot be transferred. The Town Administrator suggested, and the Board agreed, to give Mr. Pendleton 60 days to see where things stand for him. The Board could at that point schedule a Show Cause Hearing to potentially cancel the license. Chairman Mauceri suggested scheduling a hearing for a date after Town Meeting on October 17th.

MR. CHAIRMAN, I MOVE TO DENY THE TRANSFER OF A PACKAGE STORE/WINE AND MALT BEVERAGE LICENSE TO 202 NORTH STREET, INC., D/B/A 28 BEER AND WINE, 202 NORTH STREET.

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

PUBLIC HEARING: SPORTS, SPIRITS, AND STEAKS – POOL TABLE LICENSE

8:18 – Chairman Mauceri reads the Public Hearing Notice.

Susan Strukel was in attendance to represent Sports, Spirits, and Steaks.

8:25 – Public Hearing closes.

MR. CHAIRMAN, I MOVE TO APPROVE THE POOL TABLE LICENSE FOR SPORTS, SPIRITS AND STEAKS AT 178 MAIN STREET TO EXPIRE MAY 1, 2017.

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

MR. CHAIRMAN, I MOVE TO APPROVE THE SUNDAY ENTERTAINMENT LICENSE FOR SPORTS, SPIRITS AND STEAKS AT 178 MAIN STREET TO EXPIRE DECEMBER 31, 2016.

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

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Mr. Gilleberto clarified that under state law, Pool Table licenses renew on April 1st.

THOMSON CLUB, INC. - CHANGE OF MANAGER

Peter Hemme and Joseph McCarthy were in attendance to represent The Thomson Club.

MR. CHAIRMAN, I MOVE TO APPROVE THE CHANGE OF MANAGER TO JOSEPH P. MCCARTHY FOR THOMSON CLUB INC., D/B/A TCC GRILL, 2 MID IRON DRIVE.

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

MR. CHAIRMAN, I MOVE TO APPROVE THE CHANGE OF MANAGER TO JOSEPH P. MCCARTHY FOR THOMSON CLUB INC., D/B/A PRO SHOP, 2A MID IRON DRIVE.

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

MEET WITH CHAMBER OF COMMERCE – HOLIDAY LIGHTS

Lisa Eagan was in attendance to discuss the proposed additional lights to be purchased by the Chamber to expand the Town's holiday light display on the Common. She gave a power point presentation. She requested the Town's assistance in hanging and taking down the lights. Mr. Gilleberto commented that it is worthwhile to support and that the plan is to have DPW assist, potentially utilizing overtime depending on the Department's workload. Mr. Yull stated that any program to bring the community together is a good program. The Board is in full support of Lisa Eagan's request.

REVIEW OCTOBER TOWN MEETING WARRANT ARTICLE LIST

Mr. Gilleberto reviewed the Warrant Articles with the Board

Mr. Prisco stated that the Town should invest in the fields at the schools. Thirty Thousand Dollars is what is needed to get it done. He stated that the Board should make a commitment to get it done. He relayed to the Board that he received information that the Financial Planning team would not financially support completing the fields. He would like to add an article for October Town Meeting. Chairman Mauceri stated that the restrooms are more of a priority. Mr. Prisco stated that the Board should be the ones making the decision on funding the fields, not the Financial Planning Team. Mrs. Manupelli inquired if the SSBC has the money to fund this. She also inquired why it didn't get done if it was part of the project.

TOWN ADMINISTRATOR'S REPORT

(See Attached) Topics Discussed: Signs on Central Street, Write-Pierce responses to the Town's DEIR, protection from mosquito borne illness, and BOH's regulations regarding the sale of flavored tobacco.

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OLD AND NEW BUSINESS

MR. O'LEARY

Absent.

MR. YULL

No comment.

MRS. MANUPELLI

Congratulated the Girls U14 Softball team.

MR. PRISCO

Inquired about Haverhill Street from Reading to Park Street still being on the paving list. Mentioned a joint meeting with CPC regarding the JT Berry Property. EDC is working with TRA on a draft RFP. Wants a public workshop to share what they are doing and what the public wants to see on the property. Feedback from the public will be discussed at the September 12 BoS meeting. There will be a golf tournament at Hillview to benefit Parks and Recreation Department on October 2.

MR. MAUCERI

Asked the Town Administrator to revise the language on demand notices sent via email regarding excise tax. Informed the Board Members about business attire after Labor Day.

MR. CHAIRMAN, I MR. YULL MOVE TO ADJOURN

SECONDED:	MR. PRISCO	
VOTED:	MR. YULL	AYE
	MRS. MANUPELLI	AYE
	MR. PRISCO	AYE
	MR. MAUCERI	AYE

VOTE: 4-0 (UNANIMOUS) (MR. O'LEARY ABSENT)

ADJOURN: 9:45 p.m.

DATE

KATHRYN MANUPELLI, CLERK

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