

Hull Board of Selectmen

Minutes


November 30, 2010

The meeting of the Hull Board of Selectman was called to order at 7:30pm on Tuesday evening, November 30, 2010, at the Hull Municipal Building, 253 Atlantic Avenue, Hull, Massachusetts.

Present: Domenico Sestito, Chairman; Dennis Blackall, Vice Chairman, John Brannan, Clerk, John Reilly and Christopher Olivieri, members. Also present were: Philip Lemnios, Town Manager and James Lampke, Town Counsel.

Appointments

Debbie Issokson, spoke about the new bike racks in town and thanked the donors that helped to get the bike racks installed. Explaining that there are two types of racks, one being the Sworve rack which can hold multiple bikes, the second is the Lollipop rack which holds one bike. Having had a grant that paid for the racks and the funds that were donated paying for the shipping and installation, these racks can hold approximately 150 bikes. The DCR has also purchased 4 racks and have them in storage, Blackall is going to try to reach out to Susan Kane about those racks. Donors are wanting to sponsor a bike/bike rack event in the spring.

A Street Deli - Violation and presentation of Agreement. Sestito swore in those testifying for this hearing, Steve Tullish and Police Chief Billings. Lampke explained that the Police Department frequently does compliance checks and A Street Deli was found to be in violation. Chief Billings spoke about how the Department did an alcohol compliance check on August 19, 2010. An undercover officer was able to purchase alcohol in only one location on that particular evening, which is a good reflection on the establishments in the town. The Chief summarized the Police Department Reports on the incident. The facts were agreed upon by the Licensee and there is an agreed upon recommendation to be presented to the Board. The Board can accept it  if not it will go back for discussion or if there is no resolution tonight it will go forward, possibly for a hearing. Tullish apologized for the violation and said it was an oversight of this bartender who had a lapse of judgment and served the underaged person. The recommendation is: a 5 day suspension Dec. 6, 13, 20, 27 and 16 (a Thursday, the day of the violation), a rollback of hours Jan. 4 - 15 to 11pm equaling 24 hours, TIPS training for staff. This is consistent with other violators in the past given the past record. Tullish accepts these terms. In 6 years this would be the 3rd offense at this location. Brannan asked if there ever comes a time when you say, 'Enough,' with offenses. Lampke explained that the Board has the option not to accept this recommendation or in the future the Board could look for a more severe form of discipline. On the local level the Board can take administrative action, if the licensee didn't accept it they could appeal to the ABCC. Reilly suggested that instead of a rollback of hours, have a day of closing. Chief Billings, feels that the rollback is an education piece, it puts it out there that 'this is what you've done'. He reminded the board that if you go to a 1.5-2 day closing then going forward

you have set a precedent for others if this happens. Only the ABCC can set a monetary payment in lieu of closings and they have a formula they use for this.

Moved - Olivieri Find that the violation as presented did occur, Tullish agreed that it did occur, a copy of the town's liquor bylaw to be read and signed off on by Mr. Tullish, TIPS certification by employees, and to accept the terms of the recommendation presented.

Second - Reilly Voted - Passed unanimous

The Board interviewed the following candidates to be appointed to the DCR Reuse Committee: Rhoda Kanet, Elizabeth Minelli, Jack M. Baringer, Joan Meschino, Mary Jean Shultz (Susan Habchy was not in attendance). The Board discussed increasing the number of citizens at large to 7 and appointing these candidates. Reilly suggested in addition to these candidates, reaching out to someone in the area of the property. Olivieri mentioned that the next DCR committee meeting is next Thursday Dec. 9, 7pm.

Moved - Olivieri Increase the number of citizens at large to 7 and appoint all applicants

Second - Reilly

Blackall offered a substitute motion

Moved - Blackall Appoint the 5 candidates tonight and have a future discussion for the additional 2 people to appoint.

Second - Reilly Vote - Passed unanimous

Town Manager

Lemnios mentioned that the Town is a member of the Mayflower Group Health Insurance and asked that Treasurer-Collector Mike Buckley be made an alternate so that someone is always able to attend meetings.

Move - Olivieri To appoint Mike Buckley as the alternate member of the Mayflower Group

Second - Blackall Vote - Passed unanimous

Licenses

Unanimously approved the following License Renewals on one motion covering ten licenses. Motion by Olivieri, seconded by Blackall. An amendment was made by Reilly to have licensees be given the town's liquor bylaws when picking up their renewed licenses, was seconded by Blackall.

1. C Note, LLC dba The C Note, Charles F. Fruzzetti, Manager, 159 Nantasket Avenue (A) All Alcohol (Annual) as a General on Premise (B) Entertainment (Live, Jukebox, DJ, and Karaoke) (C) Automatic Amusement Devices (2 video games and 1 Pool Table)

2. Joseph Agostino dba Beach Food, 265 Nantasket Avenue (A) Common Victualer (B) All Alcohol (Annual) as a Restaurant
3. McDevitt Enterprises, Inc., dba Jo's Nautical, Stephanie Aprea, Manager, 125 Main Street (A) All Alcohol (Annual) as a General on Premise (B) Entertainment (Live, Jukebox, DJ & Karaoke)
4. Vidhi Corp. dba Little Village Store, Rashikbhai I. Patel, Manager, 169 Nantasket Avenue Wine and Malt (Annual) as a Package Store
5. Erik A. Stenfors, dba Saporito's Florence Club Café, 11 Rockland Circle (A) Common Victular (B) All Alcohol (Annual) as a Restaurant
6. Bridgeman Enterprises, Inc., dba Bridgeman's Restaurant, Joseph G. LaSpada, Manager, 145 Nantasket Avenue (A) Common Victualer (B) All Alcohol (Annual) as a Restaurant
7. Lighthouse Enterprises, Inc., dba A Street Liquors, David Blair, Manager, 670 Nantasket Avenue - All Alcohol (Annual) as a Package Store
8. Stephen R. Cassevov, dba Toast, 121 Nantasket Avenue (A) Common Victualer (B) Wine and Malt (Annual) as a Restaurant
9. Gun Rock House, Inc., dba The Gun Rock House, Tracey M. Connors, Manager, 175 Atlantic Avenue - (A) Common Victualer (B) All Alcohol (Annual) as a Restaurant (C) Automatic Amusement Devices (1 Video Game & 1 Pool Table) (D) Entertainment License (Live, Jukebox, DJ & Karaoke)
10. Porta Bella Beverage, Inc., dba West Corner Liquors, Robert Hebert, Manager, 18 Nantasket Avenue - All Alcohol (Annual) as a Package Store

New Business

No new business from Olivieri or Brannan.

Blackall: Acknowledged the great job in the management of the Thanksgiving Day Bonfire. Mentioned that Hannukah starts tomorrow night and runs for eight days, ~~_-~~ Cinzi Lavin is performing at the White House December 3rd. Requested an update on Atlantic Avenue. Inquired about the status of the Veteran's Agent. Lemnios explained that there is a temporary agent right now and the Town is going to do a new search. Lemnios also explained that he is considering of looking at combining the Veteran Agent with a social services position to essentially have one full time position, if it makes sense.

Reilly: Thanked the Police, Fire and Highway Departments for their work on the Thanksgiving Day Bonfire and suggested a letter to Jay King be sent for getting the pallets.

Sestito; reminder of the Lions Club Senior Dinner on Dec. 5, 12-5pm.

Rhoda Kanet, invited everyone to the Menorah lighting on Sunday Dec. 5 at 4pm, free latkes.

At this time Sestito stated the Board will be entering in Executive Session to discuss strategy with respect to collective bargaining and declares that open meeting would have a detrimental effect on the bargaining position of this public body. As Chair, Sestito said this collective

bargaining is in regard to concerns of the Police Department. They will not return to open session.

Moved - Reilly

To adjourn into Executive Session to discuss strategy with respect to collective bargaining and open session would have a detrimental effect on the bargaining position of this public body. Not to return to open session.

Second - Olivieri

Roll Call Vote - Aye, Reilly; aye, Blackall; aye, Brannan; aye, Olivier; aye, Sestito

Motion Passed

The Board moved into executive session at 9:48 and thereafter adjourned.

April 3, 2012
Approved