

**MINUTES OF BOARD OF SELECTMEN MEETING
MONDAY, JUNE 17, 2013**

Chairman Delaney called the meeting to order at 7:00 p.m. in Room 14 at Town Hall in the presence of members, Mr. Foti, Mr. O’Leary, Mr. Mauceri and the Town Administrator Greg Balukonis. Mr. Prisco was absent.

1. EXECUTIVE SESSION:

MR. CHAIRMAN, I MR.FOTI MOVE TO ADMIT CHIEF MICHAEL MURPHY AND ENTER INTO EXECUTIVE SESSION FOR THE PURPOSES OF COLLECTIVE BARGAINING AND LITIGATION STRATEGY, SUCH DISCUSSIONS IN OPEN SESSION WILL HAVE A DETRIMENTAL IMPACT ON THE TOWN, AND FURTHER THE BOARD OF SELECTMEN WILL RETURN TO OPEN SESSION FOR THE REGULAR SESSION.

SECONDED BY: MR. O’LEARY
VOTED: MR. FOTI AYE
MR. DELANEY AYE
MR. PRISCO ABSENT
MR. MAUCERI AYE
MR. O’LEARY AYE

Reconvene into Regular Session at 7:00 pm

2. CALL THE MEETING TO ORDER

3. MINUTES:

MINUTES FOR: May 6, 2013 Regular and Executive Session
May 20, 2013 regular Session
June 3, 2013 Regular Session

PASSOVER

4. LEGAL BILLS:

MR.CHAIRMAN, I MR. FOTI MOVE TO APPROVE LEGAL BILLS FOR APRIL 2013 IN THE AMOUNT OF \$9,824.05 AS FOLLOWS:

KOPELMAN AND PAIGE, P.C. (GENERAL)	\$9,482.05
KOPELMAN AND PAIGE, P.C. (LABOR)	<u>\$ 342.00</u>
	\$9,824.05

SECONDED BY: MR. MAUCERI
VOTED: 4- 0-1

5. PUBLIC COMMENT:

Chairman, Delaney asked for Public Comment. No Public Comment.

6. NATIONAL GRID: POLICY FOR GAS SERVICE EXTENSIONS:

Ms. Kathy Moar and Mr. Wayne Burgess representing National Grid addressed the Board on their concerns for Gas Service Extension.

Mr. O’Leary stated his concerns with National Grid’s lack of effort to approach the Town to expand the gas lines. Mr. O’Leary indicated the cost was high for a homeowner to pay to tie into the gas line.

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National Grid's response was the industry has changed dramatically and the company now has a policy titled Internal Rate of Return, regulated by the DPU. The policy allows the company to charge a customer a % of the cost of the job.

Mr. O'Leary asked if National Grid would be open to the idea of cost sharing. National Grid indicated the cost would still be the same and will not share the cost with the Town.

Kathy Moar indicated National Grid understands that this is a problem and National Grid is looking at their policy to see if any changes can be done.

Mr. O'Leary asked if National Grid could provide the Town of North Reading with the current percentage rates they pass on to the homeowner. He also asked what the total cost of running a gas main and tying in 7 homes. Wayne Burgess from National Grid did not know the cost.

Mr. Delaney asked the representatives to let their executives know that the current policy isn't working for North Reading.

7. CONSIDER THE SALE OF TOWN OWNED LAND – Public Hearing 7:30 (Continued from 4/22/13)

Mr. Delaney read the agenda item. He informs the neighbors and the developer, Shawn Ferris, of the additional information received by the Board from town departments in particular the Health Department; who referenced health codes as the reason the parcels could not be used for septic going across the road way.

Mr. Shawn Ferris and his attorney, Jim.Senior, spoke on behalf of the land Mr. Ferris is looking to purchase.

MAP 43, PARCEL 31

MR. CHAIRMAN, I MR. FOTI MOVE NOT TO SELL BY AUCTION TOWN OWNED LAND DESIGNATED AS MAP43, PARCEL 31 LOCATED AT 44 OAKDALE ROAD.

SECONDED BY: MR. O'LEARY
VOTED: 4-0-1

MAP 43, PARCEL 32

MR. CHAIRMAN, I MOVE NOT TO SELL BY AUCTION TOWN OWNED LAND DESIGNATED AS MAP 43, PARCEL 32 LOCATED AS 46 OAKDALE ROAD.

SECONDED BY: MR. MAUCERI
VOTED: 4-0-1

Each party was given a chance to speak.
Public Hearing is closed 7:45 p.m.

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**8. YEBBA GROUP, LLC D/B/A THERESA’S PRIME/GRILL 19 PLEDGE OF LICENSE
AND ALTERATION OF PREMISES – PUBLIC HEARING 8:00 P.M.:**

Mr. Foti read the Public Hearing notice

Mr. Nicholas Yebba and his attorney went before the Board to ask for an amendment to the Alcohol License to serve alcohol in the pool area. He gave an update on the project. Neighbors and abutters spoke to the board regarding their concerns of allowing alcohol at the pool.

Mr. Gerald Woodmansee, 34 Elm St. gave a handout to the board with a list of questions. He is against alcohol at the pool where there are children.

Mr. Delaney asked the Town Administrator to look into answering the questions submitted by Mr. Woodmensee.

Mr. Jeff Stoltz, 2 Gillis Drive, asked for clarification of the licenses application. Then spoke on behalf of not allowing the license to be approved.

Public Hearing close 9:30

MR.CHAIRMAN, I MR. FOTI MOVE TO APPROVE AN ALTERATION OF PREMISES FOR THE COMMON VICTUALLER/ALL ALCOHOL LICENSE FOR YEBBA GROUP, LLC D/B/A THERESA’S PRIME/GRILL 19, 20 ELM STREET, NORTH READING, MA SUBJECT TO ALL REGULATORY DEPARTMENT REQUIREMENTS AS FOLLOWS: THE BUILDINGS AND GROUNDS LOCATED AT 20 ELM STREET, NORTH READING MA CONSISTING OF A BALLROOM, GRILL ROOM AND RESTAURANT TOGETHER WITH THE ADJACENT COVERED PAVILION AND PATIO AREAS, WITH A TOTAL OCCUPANCY OF 360 PERSONS AND SEATING FOR 202 PERSONS, TOTALING APPROXIMATELY 28,392 SQUARE FEET, AS WELL AS THE ADJACENT ENCLOSED POOL AREA WITH OCCUPANCY FOR 50 PERSONS AND SEATING FOR 40 PERSONS, TOTALING APPROXIMATELY 20,475 SQUARE FEET.

SECONDED BY: MR. O’LEARY
VOTED: 4-0-1

MR.CHAIRMAN, I MR. FOTI MOVE TO APPROVE A PLEDGE OF LICENSE FOR THE COMMON VICTUALLER/ALL ALCOHOL LICENSE FOR YEBBA GROUP. LLC D/B/A THERESA’S PRIME/GRILL 19, 20 ELM STREET, NORTH READING, MA TO THE INSTITUTION FOR SAVINGS, 93 STATE STREET, NEWBURYPORT, MA 01950.

SECONDED BY: MR. O’LEARY
VOTED: 4-0-1

9. CANDLEWOOD LANES: BOWLING ALLEY LICENCE RENEWAL :

This is a renewal of the Candlewood Lanes license which expired May 1, 2013. The paperwork is in order. Inspection reports were done in December when the automatic amusement device license was renewed, so they will not be done for this renewal

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MR. CHAIRMAN, I MR. FOTI MOVE TO RENEW THE BOWLING ALLEY LICENSE FOR ROCKET ENTERTAINMENT, INC. D/B/A CANDLEWOOD LANES, 35 MAIN STREET TO EXPIRE MAY 1, 2014 SUBJECT TO ALL REGULATORY DEPARTMENT REQUIREMENTS.

SECONDED BY: MR. O'LEARY
VOTED: 4-0-1

10. 3% TRANSFERS

MR. CHAIRMAN, I MR. FOTI MOVE TO APPROVE A 3% BUDGET TRANSFER FROM EMPLOYEE BENEFITS – WORKERS COMP TO SHORT TERM DEBT SERVICE – INTEREST AND ADMIN FEE FOR FY2013 IN THE AMOUNT \$32,598.88.

SECONDED BY: MR. O'LEARY
VOTED: 4-0-1

11. REAPPOINTMENTS

CAPITAL IMPROVEMENT PLANNING COMMITTEE

MR. CHAIRMAN, I MR. FOTI MOVE TO PLACE IN NOMINATIONS THE FOLLOWING NAMES FOR REAPPOINTMENT AS MEMBERS OF THE CAPITAL IMPROVEMENT PLANNING COMMITTEE FOR TERMS TO RUN CONCURRENTLY WITH THEIR ELECTED TERM. (3 OPENINGS)

(1) ROBERT MAUCERI, 11 SUSAN DRIVE (INCUMBENT)
BOARD OF SELECTMEN – THROUGH MAY 2016

(2) ABBY HURLBURT, 1 GREENMEADOW DRIVE (INCUMBENT) FINANCE
COMMITTEE – THROUGH JUNE 2016

SECONDED BY: MR. O'LEARY
VOTED: 4-0-1

12. LIAISON ASSIGNMENTS

Mr. Prisco will be the Liaison to CPC. Mr. Foti will be the Liaison to RMLD.
Complete list by the next meeting

13. TOWN ADMINISTERS REPORT

Mr. Balukonis began his report discussing the application under the Local Initiative Program to designate one affordable housing unit at Bradford Pond Estates was accepting; a copy of the approval letter from DHCD was included in the packet.

An inspection was recently conducted of the vehicles at Route 28 Motors, which was the subject of complaints about the number of vehicles for sale on premises. As of June 16th, the number of vehicles listed for sale is in compliance with the limit established by the Board of 16.

A show-cause hearing on the revocation of the class two license issues to Automotive Assets, 348 Park Street is being scheduled next month. The licensee has defaulted on the rent payments at the address and their whereabouts are unknown.

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He is in receipt of an application for a transfer of the Package Store/All Alcohol License for New England Beverage. A hearing will be scheduled for the Board's meeting on July 1, 2014.

Funding under the FY2014 Chapter 90 program remains uncertain. As of last week, the Governor ordered release of half of the funding to all cities and towns. This amounts to only \$373, 788. The Town anticipated a total of \$747,376 in Chapter 90 funds for FY2014. The amount released is 25% less than chapter 90 funding this fiscal year.

14. OLD AND NEW BUSINESS

Mr. O'Leary

- Attended Elder Center appreciation breakfast for those who have volunteered at the Senior Center.
- The Fourth of July Committee is still looking for volunteers.

Mr. Foti

- Congratulation to the graduates
- Congratulations to the organizer for the relay for Life
- Horseshoe and the Lee family sponsored their annual Golf Tournament to benefit the Jimmy Fund in honor of Roseanne Ameno who past away this year of cancer.
- Remind everyone effective July 1 the new trash regulations go into effect.

Mr. Mauceri

- Thanked Senator Tarr for inviting us to the State house. Mr. Prisco, Chief Murphy and Mr. Mauceri went to the State house to try to get additional funding for the Community Impact Team. The CIT members presented their accomplishments and goals. Senator Tarr committed to getting parties together with in the next month and have them come back and make another formal presentation.
- Remind everyone August 6 is National Night Out.
- Summer Dress Code for the Board

15. ADJOURNMENT

MR. CHAIRMAN, I MR. FOTI MOVE TO ADJOURN.

SECONDED BY:	MR. O'LEARY	
VOTED:	MR. O'LEARY	AYE
	MR. FOTI	AYE
	MR. DELANEY	AYE
	MR. PRISCO	ABSENT
	MR. MAUCERI	AYE

VOTED: 4-0-1
ADJOURN 9:40 p.m.

DATE

JOSEPH FOTI, CLERK