

APPENDIX A

**To be attached to Committee on Ordinances, Licenses and
Legal Affairs Committee Report dated 2/03/11**

**Committee Members Present: Lovely, Sosnowski, Sargent, O'Keefe, Pelletier
Committee of the Whole Members Present: Pinto, McCarthy, Prevey, Furey**

The committee discussed the following posted agenda items:

Council Order #660 Lease 120 Washington Street

Mayor Driscoll
City Solicitor Beth Rennard
Paralegal Joanne Roomey
Purchasing Agent Tom Watkins
Mayor Aid Jason Silva

Mayor	Spoke about the lease Opportunity to break the lease after 3 years to go to District Court if ready DC moving out 2011 Probate Court moving in for two years Then disposition process for the building State agencies first then city Estimated five year time frame
C. O'Keefe	3 year lease option in this lease?
Mayor	Yes can negotiate with low bidder
C. McCarthy	Buyout clause?
B. Rennard	No
C. Pelletier	Still 12 months notice to landlord?
Mayor	Yes Also need 8 councillors to pass the lease
C. Lovely	20,000 sq ft at 120 Washington Street?
T. St. Pierre	Yes

- C. Sosnowski Opposed to anything being built at city owned lot at MBTA District Court pie in the sky
Build out Church Street lot that has parking and we own it
Supporting the lease at 3 years not five
- C. Pinto 20,000 sq ft includes bathroom, hallways, lobby?
- T. St. Pierre Net is close to same sq ft as 10 Federal St
- C. Pinto Looked at 10 Federal, better site, parking
120 Washington limited meeting space
- T. St. Pierre There are three means of egress from each floor at 120 Washington St
- C. Pinto RFP response 8/18/10
Didn't get proposed lease until 12/9/10
One meeting since then
Not supporting the lease
- C. Pelletier We need space
Moving temporarily is ridiculous
- C. O'Keefe Motion to approve lease as submitted with changes from last meeting**
- C. Pelleiter Second**
- C. Sosnowski Opposed to one year extensions
- C. Lovely Add city council approval for five one year extensions
- C. Sergeant One year renewals to our advantage
LL has to let us renew if we want to
- C. Pelletier Motion to amend that the lease comes back to council after 5 years for approval of one year extensions**

On the Amendment	All in Favor None Opposed Approved
On the Lease as Amended	All in Favor None Opposed Approved

Council Order #468 City Council adopt Criteria for Requests for HRP Additional Liquor Licenses

INVITED: City Solicitor, Mayor or designee, Purchasing Agent, Building Inspector

- C. Sosnowski Opposed to any license being awarded to a business with no building/address
Asked about Rockett plans/pocket license
- J. Casey The Licensing Board was told plans were drawn for a new building and was to be built in 1 yr
The Board opposed to pocket licenses
The Board is keeping on top of the situation
- C. McCarthy Asked question about B5 district
- C. Pinto State statute about how long for pocket license is 180 days
Rockett is pocket license
- J. Casey The Board does not want to lose the license
Calling licensees in to get updates and report to ABCC
- Mayor Past policy to work with business owners so we don't lose licenses
- J. Casey Board wants to work with businesses
- C. Pinto What is status of license of Exchange on Congress St?
- J. Casey Troubled location, inspections (304), fire, building, health all by 12/21/10
Licensee not at location for inspections
License suspended as a result
- C. Pinto How long has it been inactive?
- J. Casey Suspended 1/10/11

Board can take the license

C. Pinto Status of Hawthorne Hotel one or two licenses?

J. Casey One
Rockett has a license
Asahi is in bankruptcy license
Doc Ryan's/Casablanca is in transition

C. Pelletier Wants joint hearing with licensing board

C. Lovely We will have to take it up at next meeting

C. Sosnowski Questioned criteria

C. Pelletier Let LB set criteria

C. O'Keefe Questioned Mayor's letter

C. Prevey Discussed criteria

C. Pelletier Questioned HRP how many in this proposal?

C. Pinto Discussed Chamber's letter

**C. Sosnowski Move matter remain in committee
Form subcommittee to further refine the criteria**

C. Pelletier Second

All in Favor None Opposed Approved

Council Order #14 Mayor's proposed HRP Liquor license conversions and 3 new licenses

- B. Rennard Discussed Quota for Salem from ABCC
- C. O'Keefe Questioned 2000 federal census number v. 2010 federal census number
- B. Rennard Doesn't think it will make a difference
- C. Sosnowski Conversion licenses be subject to conversion fee?
- B. Rennard Yes recommendation by administration/counsel
Recommend fees to licensing board who as statutory authority to set fees
- C. Sargent **Motion to include B5 Zoning in Section 3(a) of Home Rule Petition**
- C. Sosnowski **Second**
- All in favor none opposed Approved**
- C. Lovely Asked Mayor about why 3 additional licenses?
- Mayor Explained why she supports them
And discussed conversion fee for existing seasonal licensees
- C. O'Keefe **Motion to adopt Petition for HRP as amended**
- C. Sargent **Second**
Move to amend by adding to Section 3
(c) If an existing liquor license holder purchases one of the three additional liquor licenses, the current liquor license of that business shall be sold under the condition that it shall remain in the B-5 Zoning District.
- C. O'Keefe **Second**
On the Amendment All in favor none opposed approved
On the motion All in favor none opposed approved

C. O'Keefe Discussed vibrant downtown community

C. Sosnowski Are seasonal licenses saleable?

Mayor No

C. Pinto Will not be supporting the HRP

C. O'Keefe Motion for favorable recommendation to council

C. Sargent Second

C. O'Keefe and C. Sargent in favor

C. Sosnowski and C. Lovely opposed

C. Pelletier present

Matter fails

C. Lovely Suggested motion to move to full council with no recommendation
Does not want the matter to stay in committee

C. O'Keefe Motion for no recommendation to council

C. Sargent Second

All in favor none opposed Approved

Motion C. O'Keefe to adjourn.

All in favor None opposed Approved

Meeting was adjourned at 8:45 PM