

Saugus Board of Selectmen  
May 19, 2010

The Saugus Board of Selectmen met on May 19, 2010 at 7:30PM in the Town Hall Auditorium, 298 Central Street. Present were: Selectmen Scott Crabtree, Stephen Horlick, Michael Kelleher, Michael Serino and the Chairman Donald Wong.

The Chairman called the meeting to order and explained the Manager was not present because he was at the Finance Committee meeting. Mr. Wong excused himself from the table and Vice Chairman Crabtree took the Chair.

Continued hearings:

**Joe Pace Saugus, LLC, d/b/a Joe Pace & Son, Joseph A. Pace**, manager, for NEW All Alcoholic Common Victualer's License to be located at 190 B Main Street.

Application is also being made for Entertainment License; and License to operate a Function Room, to be located at 190 B Main Street.

**Carmaleno's, LLC, d/b/a Carmaleno's Pushcart Restaurant**, Joseph Ruocco, manager, for NEW All Alcoholic Common Victualer's License to be located at 331 Main Street.

**Hammersmith Family Restaurant, Inc.**, Peter Politis, manager, for NEW All Alcoholic Common Victualer's License to be located at 330 Central Street.

**Theodore and Ernest Nickole**, Ernest Nickole, manager, for NEW All Alcoholic Common Victualer's License to be located at 819 Broadway.

**Stadium Sports Bar & Grill**, Kimberly Schofield, manager, for NEW All Alcoholic Common Victualer's License to be located at 819 Broadway.

Vice Chair explained the 5 continued hearings from last meeting and they concluded testimony and continued for the Board to conduct site visits and time for consideration and said he feels this has been a fair and open process and a positive process which made it more difficult for the Board with only 1 license and 5 applicants.

Mr. Serino said the Board did received request from Theodore & Ernest Nickole requesting to withdraw their application.

Mr. Serino moved the Board grant applicant leave to withdraw without prejudice. Vice Chair seconds. Vote: 4-0.

Mr. Serino said the Board received additional information from applicants.

Mr. Serino moved to accept additional documentation from the applicants for the file. Vice Chair seconds. Vote: 4-0.

Vice Chair said he had opportunity to visit the different sites and found it to be very informative. Mr. Serino said he was familiar with all the sites and did look at the different locations also and said this is a tough decision for the Board and wish we had more licenses to give out and said he looked at how licenses are given out and most are costing \$200,000 which locks the small businesses out.

Mr. Serino moved to close the continued public hearings. Vice Chair seconds. Vote: 4-0.

Mr. Serino said there are 4 good applications but Stadium Sports Bar & Grill has no lease right now and the Board just approved Hooters & Buffalo Wild Wings and asked if there is a need for another sports bar. Mr. Serino said regarding Pace function facility if there is a need for another function facility and listed many existing. Mr. Serino said Pushcart is a family owned and run business that has a Beer & Wine License. Mr. Serino said Hammersmith is also a family owned and run business.

Mr. Serino moved to approve an All Alcoholic Common Victualer's License for Hammersmith Family Restaurant, Inc., 330 Central Street, Peter Politis, manager. Vice

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Chair seconds. Mr. Serino speaking on the motion said this is a family owned and run business, it is their primary business for 36 years and public support and explained he looked at the public need and feels it would be good for the downtown area to help revitalize the center; he looked at closing time at 11PM vs. a sports bar or function going later; he looked at the bar inside and noted the application has no bar, just a service area vs. full bar; he looked at community service and said he thinks the Agganis Family is second to none and listed some community service projects they were involved in; he looked at and noted the family owned and run business for 36 years and they did apply three times in the past 10 years. Vice Chair said this is a difficult decision and only 1 can be awarded the license and considered locations and impact and public need, and benefit, revenue, how long an applicant has waited and availability of licenses and immediate use of license and is supportive of Rte. 1 location and also of a function hall, but something can be said for revitalization of Saugus Center. Mr. Kelleher speaking on the motion said it is a difficult decision and wished they had 4 licenses and said they are all worthy and would all do well, but only 1 license and hope they all get one in the future and said being on the Board there has been many times an applicant has looked for license and the Board has granted it in the past based on that and said they have proven with over 36 years a well run, well deserving applicant and will support the motion. Vice Chair agreed and said this is not a vote against any applicant and the Board wants to be supportive of businesses and help them and the record shows that businesses that aren't good neighbors are sent a message, but encouraged all to look for other licenses. Mr. Horlick speaking on the motion said through the process he has tried to decide where best to put this license and said he agrees with Selectman Serino this would help revitalize the center and hope they do get more licenses from the state and he would like to see them given to someone that would use it to improve Saugus. Vice Chair said this is more difficult and noted the Board usually contemplates a transfer we may have reservation about, but not here and all applicants are deserving. Mr. Kelleher thanked all during the process. Vice Chair asked for roll call vote.

Roll call vote: Mr. Horlick, yes; Mr. Kelleher, yes; Mr. Serino, yes; Mr. Crabtree, yes.  
Motion passed 4-0.

Mr. Horlick moved to deny Stadium Sports Bar & Grill an All Alcoholic Common Victualer's License due to the fact there are no licenses available at this time. Vice Chair seconds. Vote: 4-0.

Mr. Kelleher moved to deny Carmaleno's Pushcart Restaurant an All Alcoholic Common Victualer's License due to the fact there are no licenses available at this time. Vice Chair seconds. Vote: 4-0.

Mr. Serino moved to deny Joe Pace & Son an All Alcoholic Common Victualer's License due to the fact there are no licenses available at this time. Vice Chair seconds. Vote: 4-0.

Mr. Kelleher said Pace also applied for Entertainment and function hall. Mr. Serino asked if he wanted to still go forward.

Joseph Pace was present and thanked the Board and said for the record he has no problem with Hammersmith getting the license, but said his application would have generated more revenue for the Town and without a liquor license that won't be. Mr. Horlick asked hours. Mr. Pace said 1AM.

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Mr. Kelleher moved to grant the Entertainment License with 1AM closing. Mr. Serino added capacity to be set at 232 people. Vice Chair seconds. Vote: 4-0.

Mr. Kelleher moved to grant the function hall license with hours of operation 9AM to 1AM. Mr. Serino added capacity to be set at 232 people. Vice Chair seconds. Vote: 4-0.

Mr. Wong returned to the table and resumed the Chair.

The Chair said the Board needs to call a Special Town Meeting.

Mr. Horlick moved to call a Special Town Meeting within the Annual Town Meeting June 7, 2010. Chair seconds. Vote: 5-0.

Mr. Serino moved to insert Article dealing with water enterprise fund. Chair seconds. Mr. Kelleher speaking on the motion said he will not support the Article at this time and said he respects the request but cannot support. Vote: 4-1 with Mr. Kelleher voting in opposition.

Mr. Serino moved to insert Article re: acceptance of Limewoods Drive, Laura Lee Circle and Vintage Drive. Chair seconds. Vote: 5-0.

Mr. Horlick moved to close the Special Town Meeting Warrant. Chair seconds. Vote: 5-0.

Steve Agganis thanked the Board and said he and his family appreciate what the Board did for them and said his family came from Greece and there's not a better place, Town and people to be with. The Chair thanked him for all he has done for the Town.

Member's Motions

Mr. Crabtree: said everyone is aware of the library recertification efforts and said he and Mr. Serino met with the Town Manager to try to find additional funds and said he knows Members of the Board support library recertification and did ask the Manager to revisit the budget and he did and the Manager did and said he attended the Finance Committee meeting, but unfortunately they did not recommend additional funding and to memorialize the revised budget and to give credit to a couple of Town Meeting Members that suggested to send a message to Town Meeting.

Mr. Crabtree moved the Board vote to accept and to recommend the revised budget reflecting the \$141,000 additional funds for the library. Chair seconds. Mr. Horlick speaking on the motion explained when he went to the State Library Board of Commissioners and said he doesn't mind the additional funding as long as there are additional hours and said hopefully it will be sustainable but wants to see the library open and will support the motion. Mr. Crabtree said the public thinks there are no supporters or that people don't use the library but when he visited the library he was amazed at the number of parents and children that use the library and getting it recertified is a step in the right direction and said this is a black cloud over Saugus and looking at other positive things happening in Town and said it should be a place for Town people to bond and bring a sense of community back to Saugus. Mr. Kelleher said the passion for the library is tremendous and its important to do what we can and will support the motion but stressed he feels they should take the "top-down" approach in funding top priorities first. Mr. Serino said he will support the motion to revote the revised budget and said the library is an important part of the community and said the Finance Committee felt it was not sustainable but will support the Manager's efforts. Vote: 5-0.

- Said it is publically known that Saugus Youth Hockey and Saugus High School Hockey have been having some issues at the rink.

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Mr. Crabtree moved the Board request the Town Manager have Special Counsel to send a letter to the tenant at Kasabuski Arena putting them on notice to come into compliance with the lease agreement. Chair seconds. Mr. Crabtree speaking on the motion gave credit to the Town Manager, himself and the Chairman and said they have been meeting and trying to facilitate SHS regarding hours and rates and is not having the greatest success and said they have another meeting Friday and it is on the agenda 5/25 meeting. Mr. Serino speaking on the motion said he will support the motion and said when the process started 2 Selectmen represented the Board and do trust their judgment and will support. Mr. Crabtree said they are working on it and is hopeful they will come into compliance and the Board will take it up on the 25<sup>th</sup>. Mr. Horlick said issues have been going on for a while and glad they are pushing forward to resolve and will support the motion. Mr. Kelleher said the Board wanted to make sure Saugus Youth Hockey and Saugus High Hockey were taken care of and hope they will come together and do the right thing and will support the motion. Vote: 5-0.

Mr. Serino: Nothing this evening.

Mr. Horlick:

Mr. Horlick moved the Board send letter to Tom Traverse accepting his resignation from the Affordable Housing Trust Board of Trustees and thanking him for his service. Chair seconds. Vote: 5-0.

Mr. Horlick moved the Board vote to confirm the Manager's reappointment of Frank McKinnon to the Conservation Commission. Chair seconds. Mr. Kelleher speaking on the motion said Mr. McKinnon has served many years and is an outstanding public servant and will support the motion.

Roll call vote: Mr. Crabtree, yes; Mr. Horlick, yes; Mr. Kelleher, yes; Mr. Serino, yes; Mr. Wong, yes. Motion passes 5-0.

Mr. Horlick moved to approve VFW request for "Poppy Drive". Chair seconds. Vote: 5-0.

Mr. Horlick moved to refer Mr. Mitchell's correspondence re: his water bill to the Manager. Chair seconds. Vote: 5-0.

Mr. Kelleher: nothing this evening.

Citizen's Forum

Bill Kramich, 12 Emory Street, congratulated the Board on an excellent job handling the liquor license; thanked the Board for having his street cleaned; and asked the Board look into the boilers bought for the middle school in 2001 and if we can sell them.

Mr. Kelleher moved to request status from the Town Manager and Superintendent. Chair seconds. Vote: 5-0.

Mr. Kelleher moved to adjourn. Chair seconds. Vote: 5-0.

Meeting adjourned at 8:25PM.

Respectfully submitted,

Wendy Reed, Clerk