

Saugus Board of Selectmen
November 10, 2009

The Saugus Board of Selectmen met on November 10, 2009 at 7:00 PM in the Library 1st floor conference room, 295 Central Street. Present were: Selectmen Scott Crabtree, Stephen Horlick, Michael Kelleher, Michael Serino and the Chairman Donald Wong.

1.) Ourglass Wine transfer didn't go through.

Mr. Serino moved the Board vote to reverse the decision of transfer of all alcoholic package store license. Chair seconds. Vote: 5-0.

2.) Mr. Kelleher discussed putting a committee together for discussion on the Charter. The Chair and Mr. Serino discussed Town Meeting may be taking it up. Mr. Horlick said there was common ground between people to set up a committee. Board discussed the issue. Mr. Crabtree discussed process – Town Meeting or Selectmen and wants to move forward.

Mr. Kelleher moved it be put on agenda for 24th. Chair seconds. Vote: 5-0.

Mr. Horlick moved to have the Manager respond to the Board on work on Hamilton Street poor road condition and to check Sumner, Hamilton and Atherton St. Rick Smith and Maureen Dever added their concerns, public safety concerns on fire and police. Mr. Horlick thanked them for their input.

Mr. Horlick made a new motion to have the Manager respond to the Board about the poor condition on Hamilton St. including Atherton St. and Sumner St. with recommendations from police and fire depts. to get the road paved better for the winter and end resurface road for the spring and request status of bond.

Mr. Serino suggested a By-Law Article submitted by the Board for entertainment. Chair added to discussion and agreed. Special Counsel Ira Zaleznik discussed motion.

Mr. Serino moved to schedule a public hearing on December 16 to have a public meeting and blanket roll back on entertainment. Vice Chair Crabtree seconds.

Roll call vote: Mr. Crabtree, yes; Mr. Horlick, yes; Mr. Kelleher, yes; Mr. Serino, yes; Mr. Wong, abstain. Vote: 4-0 and 1 abstention by Mr. Wong.

Mr. Serino asked Special Counsel about roll back of alcohol at public hearing. Special Counsel discussed with Board. Serino discussed a fazing in of alcohol licenses.

Mr. Serino moved for public hearing for roll back of hours of serving alcohol. Vice Chair Crabtree seconds. Board to include other rules & regulations as Board deems appropriate. (Motion was amended to include)

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

Mr. Serino Moved for all establishments 12 months in arrears for show cause. Vice Chair Crabtree seconds.

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

Mr. Serino moved to bring up JIN Restaurant. Vice Chair seconds.

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

Mr. Horlick moved the Board vote to go into executive session; those to be present: Special Counsel Ira Zaleznik, Police Chief Domenic DiMella, Selectmen Scott Crabtree, Stephen Horlick, Michael Kelleher, Michael Serino and Donald Wong; to discuss litigation strategy and to return to open session. Vice Chair Crabtree seconds.
Roll call vote: Mr. Crabtree, yes; Mr. Horlick, yes; Mr. Kelleher, yes; Mr. Serino, yes; Mr. Wong, yes. Motion passes 5-0.

The Board entered into executive session at 7:31 PM.
Mr. Serino moved a 5 minute recess. Chair seconds. Vote: 5-0.
The Chair called the meeting back to order at 9:05 PM.

Mr. Serino asked Special Counsel about entertainment and alcohol. Special Counsel discussed liquor that there are cases to licensing authority for alcohol between 1-2AM and there are not any cases for a blanket roll back of entertainment. A By-Law voted by Town Meeting to set the time of entertainment. The Board can roll back individual establishments based on incidents. Both alcohol and entertainment. Chair discussed same.

Mr. Serino moved to continue JIN show cause hearing on December 8 & 9 with additional notice regarding: 1.) ownership interest; 2.) serving after suspension; 3.) renovations without Board approval; and 4.) renovations while under suspension without prior Board approval; and for JIN show cause on non payment to be held on December 8. Vice Chair seconds.
Roll call vote: Mr. Crabtree, yes; Mr. Horlick, yes; Mr. Kelleher, yes; Mr. Serino, yes.
Motion passes 4-0.

Mr. Kelleher moved to bring Pamela Avedisian in for non response to letter from the Board. Vice Chair seconds.
Roll call vote: Mr. Crabtree, yes; Mr. Horlick, yes; Mr. Kelleher, yes; Mr. Serino, yes.
Motion passes 4-0.