

BOARD OF SELECTMEN – September 29, 2014

The meeting of the Board of Selectmen was posted and held at the WCAT Studios, 24 Hemlock Road, Wakefield, MA, with Chairman Brian E. Falvey presiding, Selectman Paul R. DiNocco, Selectman Patrick S. Glynn, Selectwoman Phyllis J. Hull, Selectwoman Betsy Sheeran and Selectwoman Ann McGonigle Santos in attendance. Town Administrator Stephen P. Maio, Town Counsel Thomas A. Mullen and Clerk to the Board of Selectmen Sherri Dalton were also present. Selectman Tiziano Doto was absent.

Before the meeting a photo was taken of the Board Members with Jack Roche and Robert Curran of The Knights of Columbus regarding the Tootsie Roll Drive.

Chairman Falvey called the meeting to order at 7:30 p.m.

Selectman DiNocco motioned to accept the Regular Board Minutes of September 15, 2014, seconded by Selectman Glynn and so voted with Selectwoman Sheeran abstaining.

Selectman Glynn motioned to accept the Executive Board Minutes of September 15, 2014, seconded by Selectman DiNocco and so voted with Selectwoman Sheeran abstaining.

Selectwoman Sheeran motioned to approve the request from Shawn Conway of the Wakefield Track and Field Booster Club to hold the Frozen Frolic Road Race on Saturday, December 06, 2014 beginning at 12:45 p.m. until 3:00 p.m., seconded by Selectman DiNocco and so voted.

At 7:35 p.m. Selectwoman Sheeran motioned to enter into the Public Hearing for Jeffrey's Liquors, seconded by Selectman Glynn and so voted.

Roll Call:

Selectwoman Hull – yes

Selectwoman Sheeran – yes

Selectman DiNocco – yes

Selectman Glynn – yes

Selectwoman Santos – yes

Chairman Falvey – yes

Attorney Michael McCarthy and his client were before the Board regarding the transfer of the Package Store License from R & J Associates, Inc. d/b/a Jeffrey's Package Store to KVP, Inc., d/b/a Jeffrey's Package Store.

No one from the public spoke in favor or against the Package Store License for Jeffrey's Liquors.

Selectwoman Hull motioned to approve the transfer of the liquor license to KVP, Inc. d/b/a Jeffrey's Package Store, seconded by Selectwoman Hull and so voted.

Selectman Glynn motioned that the issuance of a Package Store License to KVP, Inc. d/b/a Jeffrey's Package Store at 354 Main Street, Wakefield, Massachusetts is not detrimental to the educational and spiritual activities of schools or churches within 500 feet of the licensed premises, seconded by Selectwoman Sheeran and so voted.

At 7:45 p.m. Selectwoman Sheeran motioned to close the Public Hearing, seconded by Selectman Glynn and so voted.

Roll Call:

Selectwoman Hull – yes
Selectwoman Sheeran – yes
Selectman DiNocco – yes
Selectman Glynn – yes
Selectwoman Santos – yes
Chairman Falvey – yes

At 7:45 p.m. Selectwoman Sheeran motioned to open the Public Hearing for Massimo's Ristorante for a Wine and Malt Alcohol License, seconded by Selectwoman Hull and so voted.

Roll Call:

Selectwoman Hull – yes
Selectwoman Sheeran – yes
Selectman DiNocco – yes
Selectman Glynn – yes
Selectwoman Santos – yes
Chairman Falvey – yes

Attorney Michael Riordan and his client were before the Board for a Wine and Malt Alcohol Liquor License. This is their second time before the Board because the ABCC did not approve the original license.

No one from the public spoke in favor or against the Package Store License for Massimo's Ristorante.

Selectwoman Sheeran motioned to approve the Wine and Malt Alcohol Liquor License for Massimo's Ristorante, seconded by Selectman DiNocco and so voted.

Selectman DiNocco motioned that the issuance of a Package Store License to Massimo's, Inc. d/b/a Massimo's Ristorante at 19 Centre Street, Wakefield, Massachusetts is not detrimental to the educational and spiritual activities of schools or churches within 500 feet of the licensed premises, seconded by Selectwoman Sheeran and so voted.

At 7:57 p.m. Selectwoman Sheeran motioned to close the Public Hearing, seconded by Selectman Glynn and so voted.

Roll Call:

Selectwoman Hull – yes
Selectwoman Sheeran – yes
Selectman DiNocco – yes
Selectman Glynn – yes
Selectwoman Santos – yes
Chairman Falvey – yes

Selectman Glynn motioned to approve the request from William J. Walsh, Jr. of the Harry E. Nelson American Legion Post 63 for the American Legion to sell "Buddy Poppies" in the Town of Wakefield from October 17, 2014 to November 11, 2014, seconded by Selectwoman Sheeran and so voted.

James Scott was before the Board to discuss the Tarrant Lane (Coast Guard property). Mr. Scott asked if the town could acquire the land from the federal government at a minimal price or that the federal government should give it to the town. He feels that Wakefield should have a say in what goes there and suggested that the town approach both U.S. senators

from Massachusetts for any assistance in persuading the federal government to give the Tarrant Lane land to the town "for a dollar". Selectwoman Sheeran suggested that the town hand the matter over to the Wakefield Housing Authority which could go after any federal funds or property. The Board asked Town Administrator Stephen P. Maio to refer the matter to the Housing Authority. Town Administrator Maio noted that the Housing Authority had been very successful a number of years ago with securing federal funding for the rebuilding of Hart's Hill. Chairman Falvey suggested that Town Administrator Maio to also reach out to Senator Ed Markey about the possibility of the town acquiring the land at a nominal price.

Selectman Glynn motioned to approve the request from the Traffic Advisory Committee for a Stop sign on Chestnut Street where it intersects with Main Street, seconded by Selectwoman Sheeran and so voted.

Selectman Glynn motioned to approve the request from the Traffic Advisory Committee that the Santander Bank ATM exit on Chestnut Street be posted "No Parking" 10 feet to the east and 10 feet to the west of the exit (south side of the street), seconded by Selectwoman Sheeran and so voted.

Selectman Glynn motioned to approve the request from the Traffic Advisory Committee that the exit from the parking lot of 26 Chestnut Street be posted "No Parking" 10 feet to the east and 10 feet to the west of the exit (south side of the street), seconded by Selectwoman Sheeran and so voted.

At 8:00 p.m. Selectwoman Sheeran motioned to open the hearing for the possible revocation of the Class II License for TBI Auto Sales, seconded by Selectman DiNocco and so voted.

Roll Call:

Selectwoman Hull – yes

Selectwoman Sheeran – yes

Selectman DiNocco – yes

Selectman Glynn – yes

Selectwoman Santos – yes

Chairman Falvey – yes

Maria Jzabel Vidal Demoura Donald of TBI Auto Sales was before the Board with her husband Toby Donald to discuss the current status of their Class II License. The Board restated that one of the conditions of a Class II License is to supply the Town Administrator's Office with a copy of their Bond. The Town Administrator's Office made many attempts to collect a Bond from TBI Auto Sales, all being unsuccessful.

Selectman Glynn motioned to revoke the Class II License for TBI Auto Sales, seconded by Selectwoman Sheeran and so voted with Selectwoman Hull abstaining. Vote 5-1 motion passes.

At 8:44 p.m. Selectwoman Sheeran motion to close the hearing, seconded by Selectman DiNocco and so voted.

Roll Call:

Selectwoman Hull – yes

Selectwoman Sheeran – yes

Selectman DiNocco – yes

Selectman Glynn – yes

Selectwoman Santos – yes

Chairman Falvey – yes

Town Planner Paul Reavis was before the Board to present the Housing Production Plan. Mr. Reavis explained to the Board that the benefit of having a state approved Housing Production Plan provides a "safe harbor" for the town against unwanted 40B projects.

Selectwoman Sheeran motioned to approve and authorize Town Administrator Stephen P. Maio to sign and submit Wakefield's new Housing Production Plan to the state, seconded by Selectman Glynn and so voted.

Town Counsel Thomas Mullen updated the Board regarding the Zoning Board of Appeals decision on 271 Vernon Street cell tower. The Zoning Board of Appeals voted 4-1 to grant the Special Permit and there was a vote of 3-2 to grant the Variance. The cell tower company has now filed an appeal in US District Court which is pending and Town Counsel Thomas Mullen will have to answer the appeal.

Town Administrator Stephen P. Maio addressed the Board regarding the Veteran's Articles. At the May 2014 Town Meeting two articles were presented by Ryan McNeil the Veteran's Agent for Wakefield and were passed unanimously. These articles would create check off boxes on the tax bills for people who want to donate for veteran's needs or for the upkeep to the memorials. The next step is to submit the articles to the State Legislatures.

Selectwoman Sheeran motioned to authorize Town Administrator Stephen P. Maio to submit the articles to the State Legislatures, seconded by Selectwoman Hull and so voted.

Selectman DiNocco motioned to approve the request from Jeffrey's Package Store for a change of Sunday hours to open at 10:00 a.m., seconded by Selectwoman Sheeran and so voted.

Selectman DiNocco motioned to approve the request from Greenwood Wine and Spirits for a change of Sunday hours to open at 10:00 a.m., seconded by Selectwoman Sheeran and so voted.

Selectman DiNocco motioned to approve the request from McDonough's Liquors for a change of Sunday hours to open at 10:00 a.m., seconded by Selectwoman Sheeran and so voted.

Selectwoman Sheeran motioned to approve the request from John Fournier for a Class II License at 301 Edgewater Place, Suite 100 and is subject to Mr. Fournier supplying a copy of his Bond, seconded by Selectman DiNocco and so voted with Selectwoman Hull abstaining. Vote 5-1 motion passes.

Correspondence:

Letter from Department of Labor Standards

Letter from the Massachusetts State Lottery Commission

Comments:

Town Administrator –Will be speaking at the Chamber of Commerce breakfast on October 9, 2014 at 7:00 a.m. and will be talking about the importance of town government and the Main Street Program; rededication of the Galvin Middle School is on November 15, 2014 at 7:00 p.m. and there will be public tours on that day from 5:00 p.m. until 6:45 p.m.; attended an information session with the Mass Cultural Facilities Funds to try to get some grant money for upkeep on things like the Civil War Memorial or upgrading and using the town building on Albion Street

Selectwoman Hull – Thank you to the DPW Director Rick Stinson for cleaning up the Civil War Memorial; kudos to Sharon Gilley the Director of the Lucius Beebe Memorial Library for always maintaining cleanliness

Selectwoman Sheeran - Thank you to the DPW Director Rick Stinson regarding the flag pole; would like a full accounting of the Italian Festival; inquired whether there will be a replacement of a K9 dog in which Town Administrator Stephen P. Maio replied the Police Chief will be seeking grant funds; if anyone has any questions or complaints regarding the new trash pickup please call the DPW

Selectman DiNocco – Asked that the Holiday Stroll be on the next Board of Selectmen agenda

Selectman Glynn – Thank you to Town Administrator Stephen P. Maio for instructing the cleanup around the Civil War Memorial

Selectwoman Santos – All of her trash fit in the new trash barrels; would like to see a cross walk from the new parking lot to the football field; also there should be speed bumps on Hemlock Road

Chairman Falvey – surprised that there was so much confusion regarding the trash collection because there was a Code Red regarding this; also using the term Code Red for something like this causes concern for some people, Town Administrator Stephen P. Maio replied that he is looking into changing the designation

Board Members signed weekly Warrants; Proclamation; Class II License

Selectwoman Sheeran motioned to adjourn at 9:13 p.m., seconded by Selectman DiNocco and so voted.

Sherri A. Dalton, Clerk