

**TOWN OF WEBSTER  
BOARD OF SELECTMEN  
DEBORAH KEEFE, CHAIRMAN  
ROBERT MILLER, VICE CHAIRMAN  
WILLIAM STARZEC  
JEFFREY DUGGAN  
MARK DOWGIEWICZ**

A Board of Selectmen's Meeting was held in the Selectmen's Meeting Room at the Town Hall on Monday, June 24, 2013. Chairman Keefe called the meeting to order at 7:00 p.m.

**Attendance:** Jeffrey Duggan, Mark Dowgiewicz, William Starzec, Robert Miller, Deborah Keefe

**Pledge of Allegiance:** Selectman Keefe led the Selectmen in the Pledge of Allegiance.

**APPROVAL OF MINUTES**

**Motion:** made by Selectman Miller, seconded by Selectman Duggan to approve the meeting minutes of June 3, 2013.

**Vote:** Mr. Duggan - yes, Mr. Dowgiewicz – abstain, Mr. Starzec – yes, Mr. Miller – yes, Chairman Keefe – yes.

**APPROVAL OF MINUTES**

**Motion:** made by Selectman Miller, seconded by Selectman Dowgiewicz to approve the meeting minutes of June 10, 2013.

**Vote:** Mr. Duggan - yes, Mr. Dowgiewicz – yes, Mr. Starzec – yes, Mr. Miller – yes, Chairman Keefe – yes.

**APPROVAL OF MINUTES**

**Motion:** made by Selectman Miller, seconded by Selectman Dowgiewicz to approve the Executive Session meeting minutes of June 10, 2013.

**Vote:** Mr. Duggan - abstain, Mr. Dowgiewicz – yes, Mr. Starzec – yes, Mr. Miller – yes, Chairman Keefe – yes.

**Chief Brian Hickey – Swearing In**

Mr. McAuliffe stated he would like to recognize Chief Brian Hickey for being the Town of Webster's first Full-Time Fire Chief. Town Clerk Robert Craver swore in Chief Hickey. Chief Hickey thanked the Board of Selectmen for their support. He stated the merge between the Fire and Rescue Departments was difficult. He stated he appreciated the great support system he had from within his department. He thanked his wife and family for their support and understanding. Chairman Keefe stated that this was a very big step for the Town and believes the Town is moving in the right direction. Selectman Miller stated Chief Hickey's mom is very proud of her son and although his father has passed he would have been proud too. Selectman Starzec stated that a Full-Time Chief is a valued asset to have in our Town and congratulated him.

**Donald Bourque – CMRPC Delegate and Alan Linkevich – CMRPC Alternate**

Selectman Keefe stated the Board received a letter of interest for the CMRPC from Alan Linkevich. She stated the Board recently appointed Donald Bourque as their delegate but they do have an alternate position open. Mr. Linkevich came forward. He stated he is disabled and this position is very important to him. He stated he knew several of the members on the CMRPC through his tenure on the Millbury Planning Board.

**Motion:** made by Selectman Dowgiewicz, seconded by Selectman Starzec to appoint Alan Linevich as the alternate delegate on the Central Massachusetts Regional Planning Commission.

**Vote:** Mr. Duggan – yes, Mr. Dowgiewicz – yes, Mr. Starzec - yes, Mr. Miller – yes, Chairman Keefe – yes.

**Cellar Z, Inc. – New Stockholder**

Robert Zelewski came forward. He stated he would like to add his sister to the liquor license under new stockholder. He stated this is just in case anything ever happened to him.

**Motion:** made by Selectman Doegiweicz, seconded by Selectman Starzec to approve Cellar Z, Inc dba Clarr Pub's application for new stockholder.

**Vote:** Mr. Duggan – yes, Mr. Dowgiewicz – yes, Mr. Starzec - yes, Mr. Miller – yes, Chairman Keefe – yes.

### **Cellar Z, Inc. – Liquor License Violation**

Deputy Chief Budrow and Detective Hoover came forward. Deputy Chief Budrow stated the Webster Police Department conducted an undercover alcohol sting on all liquor license holders. He stated the sting was conducted over two consecutive days and used the same underage youths for every sting. Detective Hoover gave the outline of events from both nights. He stated twelve (12) establishments failed the undercover sting and sold or served the youths. He stated the Board received a copy of the complete report. Robert Zalewski stated that notices are posted all around the bar area regarding checking everyone's identification. He stated the individual who served the youths was fired. He stated he has re-educated his staff regarding carding everyone. He stated all his employees are TIPS certified. Chairman Keefe stated everyone should be carded no matter what age they look. Selectman Duggan asked how long it had been since the last sting. Detective Hoover stated it had been a year and a half since the last sting. Selectman Duggan stated maybe these stings should happen more often. Chairman Keefe asked Mr. Zalewski how long he has held the liquor license. Mr. Zalewski stated he has held the license since September of 2012. Chairman Keefe warned since he was a new owner that this violation carries for five (5) years.

**Motion:** made by Selectman Duggan, seconded by Selectman Dowgiewicz to give Cellar Z, Inc. a verbal warning for their liquor license violation

**Vote:** Mr. Duggan – yes, Mr. Dowgiewicz – yes, Mr. Starzec - yes, Mr. Miller – yes, Chairman Keefe – yes.

### **Country Farms – Liquor License Violation**

Prashant Patel came forward. He stated he has owned Country Farms for many years. He stated they have implemented a security system in which you must enter everyone's age in order to ring out. He stated he has also spoken with the worker that sold the alcohol. Selectman Keefe stated this is their first violation.

**Motion:** made by Selectman Duggan, seconded by Selectman Dowgiewicz to give Country Farms a verbal warning for their liquor license violation

**Vote:** Mr. Duggan – yes, Mr. Dowgiewicz – yes, Mr. Starzec - yes, Mr. Miller – yes, Chairman Keefe – yes.

### **Webster Wine & Liquors – Liquor License Violation**

Attorney Donna Troux and Gordon Curtis came forward. Attorney Troux stated her client had a Point of Sale Operating System ordered at the time of the sting, which is now currently installed. She stated the employee who sold to the minor was new. She stated the employee was reprimanded and is currently in training. Chairman Keefe warned since he was a new owner that this violation carries for five (5) years.

**Motion:** made by Selectman Miller, seconded by Selectman Dowgiewicz to give Webster Wine & Liquors a verbal warning for their liquor license violation

**Vote:** Mr. Duggan – yes, Mr. Dowgiewicz – yes, Mr. Starzec - yes, Mr. Miller – yes, Chairman Keefe – yes.

### **Gulf Station – Liquor License Violation**

Mary Fura came forward. She stated she watched the security footage and saw her employee card everyone that night except for that one minor. She stated the employee has been terminated. Selectman Keefe stated the Gulf Station is a very busy store and that this offense is very serious.

**Motion:** made by Selectman Duggan, seconded by Selectman Dowgiewicz to give the Gulf Station a verbal warning for their liquor license violation

**Vote:** Mr. Duggan – yes, Mr. Dowgiewicz – yes, Mr. Starzec - yes, Mr. Miller – yes, Chairman Keefe – yes.

## **Talia Inc dba Tal's Place – Liquor License Violation**

Sergio Manzi came forward. He stated he watched the security footage and the bouncer did not card the undercover minors. Selectman Starzec stated wristbands might be helpful in the future to prevent another violation.

**Motion:** made by Selectman Miller, seconded by Selectman Dowgiewicz to give Tal's Place a verbal warning for their liquor license violation

**Vote:** Mr. Duggan – yes, Mr. Dowgiewicz – yes, Mr. Starzec - yes, Mr. Miller – yes, Chairman Keefe – yes.

## **Wind Tiki – Liquor License Violation**

Richard Woo came forward. He stated he was present on the night of the violation. He stated it was very busy that night. He stated his waitress did not card. He stated she has been a waitress at Wind Tiki for a very long time. He stated she just overlooked carding them.

**Motion:** made by Selectman Miller, seconded by Selectman Dowgiewicz to give Wind Tiki a verbal warning for their liquor license violation

**Vote:** Mr. Duggan – yes, Mr. Dowgiewicz – yes, Mr. Starzec - yes, Mr. Miller – yes, Chairman Keefe – yes.

## **All Star Pub – Liquor License Violation**

Edward Kinsley came forward. He stated he had contacted the Webster Police Department in order to identify the server and they have since been terminated. He stated all his staff has been TIPS certified. Chairman Keefe warned since he was a new owner that this violation carries for five (5) years.

**Motion:** made by Selectman Duggan, seconded by Selectman Miller to give All Star Pub a verbal warning for their liquor license violation

**Vote:** Mr. Duggan – yes, Mr. Dowgiewicz – yes, Mr. Starzec - yes, Mr. Miller – yes, Chairman Keefe – yes.

## **Webster Fish and Game – Liquor License Violation**

Rachael Piette came forward. She stated she is the co-owner of the Webster Fish and Game. She stated kids were running around the facility because they were holding a family function that night. She stated the bartender was seasoned and should have known better. She stated all bartenders were spoken to and they were told to card everyone.

**Motion:** made by Selectman Starzec, seconded by Selectman Miller to give Webster Fish and Game a verbal warning for their liquor license violation

**Vote:** Mr. Duggan – yes, Mr. Dowgiewicz – yes, Mr. Starzec - yes, Mr. Miller – yes, Chairman Keefe – yes.

## **Eighty Ate's – Liquor License Violation**

Trevor Dieffenwierth came forward. He stated the bartender was issued a warning. He stated she simply forgot to card. He stated the bartender has been with the restaurant since its opening.

**Motion:** made by Selectman Dowgiewicz, seconded by Selectman Miller to give Eighty Ate's a verbal warning for their liquor license violation

**Vote:** Mr. Duggan – yes, Mr. Dowgiewicz – yes, Mr. Starzec - yes, Mr. Miller – yes, Chairman Keefe – yes.

## **Waterfront Mary's – Liquor License Violation**

Tracy Lis came forward. She stated she watched the security footage and these two young gentlemen walked right by her. She stated she has hired a door greeter to check everyone's identification before entering. Chairman Keefe stated Waterfront Mary's has been open for a long time and that Ms. Lis needed to understand the importance of carding everyone.

**Motion:** made by Selectman Miller, seconded by Selectman Dowgiewicz to give Waterfront Mary's a verbal warning for their liquor license violation

**Vote:** Mr. Duggan – yes, Mr. Dowgiewicz – yes, Mr. Starzec - yes, Mr. Miller – yes, Chairman Keefe – yes.

## **Empire Wok – Liquor License Violation**

Shih Wei Ying and the bartender for Empire Wok came forward. The bartender stated she takes full responsibility for the violation. Mr. Ying stated they have purchased a digital scanner to process IDs. He stated the establishment was very busy that night. He stated they have trained all their staff. Chairman Keefe stated that this is their second violation in the last five years. She stated their first violation was in May of 2012.

**Motion:** made by Selectman Dowgiewicz, seconded by Selectman Miller to suspend Empire Wok's Liquor License for three (3) consecutive days starting on a Thursday, dates to be determined by the Town Administrator, for their second liquor license violation within the last five years.

**Vote: Mr. Duggan – yes, Mr. Dowgiewicz – yes, Mr. Starzec - yes, Mr. Miller – yes, Chairman Keefe – yes.**

Selectman Starzec stated this should be taken as a very stern warning for all the establishments and package stores to card everyone. Selectman Keefe stated the Webster Police Department did a wonderful job in their operation. She stated she is looking to see better results from the establishment next time.

## **Raymond Travis – Class II Application**

Mr. McAuliffe stated the Board received an application for a Class II License from Raymond Travis. He said unfortunately the current owner owes back taxes on this property. Mr. Travis stated he is going to wait until the taxes are paid and re-file with the Board of Selectmen.

## **Town Administrator's Report**

Mr. McAuliffe stated he attended the Master Plan Steering Committee Meeting. He stated they are planning a meeting with the School Department.

He stated he met with the members of the Webster Dudley Business Alliance regarding the 3<sup>rd</sup> Annual Sidewalk Sale which will be held on June 29, 2013 from 10:00 a.m. to 2:00 p.m. He stated the forecast is predicting good weather.

He stated he attended the Police Station Building Committee Meeting. He stated they have started to pour the foundation.

He stated he conducted a Financial Team Meeting.

He stated he met with Ginger Hastings from GBS for the quarterly review of the health insurance claims. He stated this is a way the Town keeps track of claims.

He stated he attended an Economic Development Seminar in Worcester. He stated the seminar was very well attended.

He stated he had a conference call with Moody's regarding the bond rating upgrade.

He stated the Town Hall will host a symposium on addiction in conjunction with the Sidewalk Sale. The host of the show Intervention, Candy Finagan, will be here.

He stated the beach is open full time for the season. Beach stickers are now available at the beach from 7 a.m. to 7 p.m., seven days a week.

He stated he is happy to announce the 4<sup>th</sup> of July Firework Celebration will continue. He stated the beach will be closed until noon. He stated there will be a ten dollar (\$10.00) charge per carload and a two dollar (\$2.00) charge per walk-in. He stated July 5<sup>th</sup> is the rain date.

He stated he did have a need for Executive Session.

**Motion:** made by Selectman Miller, seconded by Selectman Dowgiewicz to approve the Town Administrator's Report as read.

**Vote: Mr. Duggan – yes, Mr. Dowgiewicz – yes, Mr. Starzec - yes, Mr. Miller – yes, Chairman Keefe – yes**

## Old Business

Chairman Keefe asked to have nuisance properties and surplus properties put on the agenda to get an update. Mr. McAuliffe passed out an updated list of the surplus properties to the Board. He stated many nuisance properties have come down this past year. He stated they are working on 141 North Main Street. He stated the structure is secure and would be happy to sell it with some restrictions. He stated with help from Marc Becker we have also identified the most profitable surplus properties. He stated that these surplus properties are not easy to get rid of. He stated the Town has gone out to bid multiple times for each of these properties.

## New Officer/Director - PACC

Chairman Keefe stated the Board received copies of the member book, list of directors and the sing in log as requesting at a prior meeting. She stated the Board tabled this at their last meeting in order to give the Board time to review. Selectman Dowgiewicz stated the Board did receive the requested documents but now there is an issue of outstanding taxes owed. He stated the taxes should be paid before the Selectmen sign off on their application. Selectman Starzec suggested tabling this until the next agenda in order to get more information about the taxes that are owed.

**Motion:** made by Chairman Keefe, seconded by Selectman Starzec to approve the PACC's application for new officers.

**Vote:** Mr. Duggan – no, Mr. Dowgiewicz – no, Mr. Starzec - yes, Mr. Miller – no, Chairman Keefe – yes

Chairman Keefe stated they will table this until the next Selectmen's Meeting in order to get more information about the taxes owed.

## New Business

Linda Slota came forward. She stated the Town is continuing with temporary debt.

**Motion:** made by Selectman Dowgiewicz, seconded by Selectman Miller to approve the signing of the Bond Anticipation Note.

**Vote:** Mr. Duggan – yes, Mr. Dowgiewicz – yes, Mr. Starzec - yes, Mr. Miller – yes, Chairman Keefe – yes

Chairman Keefe stated Selectman Starzec requested to have the discussion of commercial dock permits on the agenda. Judy Keegan and Antoinette Doboiz came forward. Mr. McAuliffe stated he has been in contact with the Town's attorney regarding the Charter. He stated the old Zoning Restrictions were not folded into the new "codified" Charter. He stated that all roads would lead through the Department of Environmental Protection. Ms. Doboiz stated the Town would need to present a bill to legislation giving authority to DEP. She stated the outstanding questions need to be addressed before the boat goes into the water.

**Motion:** made by Selectman Starzec, seconded by Selectman Miller to send a letter to Harbor Master Collins a letter requesting notification if an application for a mooring permit or dock permit is received.

**Vote:** Mr. Duggan – yes, Mr. Dowgiewicz – yes, Mr. Starzec - yes, Mr. Miller – yes, Chairman Keefe – yes

Chairman Keefe requested to have a copy of the meeting minutes sent to Harbor Master Collins when they are approved.

Chairman Keefe stated the Town could also look at Special Legislation. She stated it would be a late filing. She stated the Board would need to call for a Special Town Meeting. She stated a letter should be sent to Governor Deval Patrick requesting him to restrict the vessel size to 40 feet on Webster Lake.

**Motion:** made by Selectman Keefe, seconded by Selectman Miller to send a letter to Governor Deval Patrick requesting him to restrict the vessel size to 40 feet on Webster Lake.

**Vote:** Mr. Duggan – yes, Mr. Dowgiewicz – yes, Mr. Starzec - yes, Mr. Miller – yes, Chairman Keefe – yes

**Motion:** made by Selectman Duggan, seconded by Selectman Miller to call for a Special Town Meeting with dates to be ratified at the next Selectmen's Meeting.

**Vote:** Mr. Duggan – yes, Mr. Dowgiewicz – yes, Mr. Starzec - yes, Mr. Miller – yes, Chairman Keefe – yes

**Motion:** made by Selectman Miller, seconded by Selectman Starzec to open the Special Town Meeting with dates to be ratified at the next Selectmen's Meeting.

**Vote: Mr. Duggan – yes, Mr. Dowgiewicz – yes, Mr. Starzec - yes, Mr. Miller – yes, Chairman Keefe – yes**

Mr. McAuliffe stated July 29, 2013 would be the projected date.

Selectman Miller asked about the alteration of the parking up at Indian Ranch. He asked if the paddle boat that would trigger a site plan review. He stated the area is very crowded already. Paul Laframboise stated it might trigger a site plan review if it was a change of use.

**Motion:** made by Selectman Miller, seconded by Selectman Dowgiewicz to send a memo to the Planning Board inquiring if a site plan review is necessary for the Indian Princess.

**Vote: Mr. Duggan – yes, Mr. Dowgiewicz – yes, Mr. Starzec - yes, Mr. Miller – yes, Chairman Keefe – yes.**

## **Informational Mail**

Chairman Keefe stated the Board received a letter from the Community Cat Connection requesting a "One Day" Liquor License for Bush Hall for an event they are holding. She stated a current liquor license holder cannot have a "One Day" License. She asked to have this on the next agenda in order to get more information.

Chairman Keefe stated the Board needed to reappoint their secretary for another year. She stated this had been done in prior years. Selectman Dowgiewicz stated he doesn't believe this needed to be done anymore. Chairman Keefe stated this will be tabled.

Chairman Keefe stated the Board received a letter from Sts. Constantine & Helen Church requesting a "One Day" Liquor License for Saturday, September 7, 2013 and Sunday, September 8, 2013

**Motion:** made by Selectman Miller, seconded by Selectman Dowgiewicz to approve the "One Day" liquor license for Saturday, September 7, 2013 and Sunday, September 8, 2013.

**Vote: Mr. Duggan – yes, Mr. Dowgiewicz – yes, Mr. Starzec - yes, Mr. Miller – yes, Chairman Keefe – yes.**

Chairman Keefe stated the Board received a letter from Edward Lesse requesting to be reappointed as a Constable. Selectman Miller stated he has been a Constable here in Webster for a very long time.

**Motion:** made by Selectman Dowgiewicz, seconded by Selectman Miller to reappoint Edward Lesse as Constable.

**Vote: Mr. Duggan – yes, Mr. Dowgiewicz – yes, Mr. Starzec - yes, Mr. Miller – yes, Chairman Keefe – yes**

Selectman Miller stated the Board received a letter from Peter Slota requesting appointment to the Finance Committee.

**Motion:** made by Selectman Miller, seconded by Selectman Dowgiewicz to appoint Peter Slota to the Finance Committee for a three year term.

**Vote: Mr. Duggan – yes, Mr. Dowgiewicz – yes, Mr. Starzec - yes, Mr. Miller – yes, Chairman Keefe – yes.**

Chairman Keefe stated the Board received a letter from the Worcester County Selectmen's Association asking if the Town of Webster would like to join. She stated the Board would delegate one person from the Board to be their voting member. She stated she attended a meeting a couple years ago and found it very informative. She asked to have this on the next agenda.

Chairman Keefe stated the Board received a letter from James Bazinet requesting to be put on the agenda to talk about Memorial Beach. She asked to put this on the next meeting's agenda.

Chairman Keefe asked to have the draft demo permit on the next agenda.

## **Unknown at Time of Posting**

Chairman Keefe stated the Board received a last minute request for a “One Day” Liquor License from Commerce Bank. She stated they were unaware they needed to obtain a license until last minute.

**Motion:** made by Selectman Duggan, seconded by Selectman Starzec to approve the “One Day” Liquor License request for Commerce Bank.

**Vote:** Mr. Duggan – yes, Mr. Dowgiewicz – yes, Mr. Starzec - yes, Mr. Miller – yes, Chairman Keefe – yes

## **Adjournment**

Chairman Keefe adjourned the meeting to Executive Session at 8:59

P.M. in accordance with MGL Chapter 39, Section 23b, Item 2 to discuss strategy with respect to collective bargaining or litigation, in an open meeting.

**Motion:** made by Selectman Miller, seconded by Selectman Dowgiewicz to go into Executive Session and not to come back into open session.

**Vote:** Mr. Duggan – yes, Mr. Dowgiewicz – yes, Mr. Starzec - yes, Mr. Miller – yes, Chairman Keefe – yes

Respectfully Submitted,  
Courtney Friedland