

**TOWN OF WEBSTER
BOARD OF SELECTMEN
DONALD BOURQUE, CHAIRMAN
RANDALL BECKER, VICE CHAIRMAN
ANDREW JOLDA
MARK DOWGIEWICZ
ROBERT MILLER**

A Board of Selectmen's Meeting was held in the Selectmen's Meeting Room at the Town Hall on Monday, August 22, 2016. Selectman Bourque called the meeting to order at 6:30 p.m.

Attendance: Robert Miller, Mark Dowgiewicz, Andrew Jolda, Randall Becker and Donald Bourque

Pledge of Allegiance: Chairman Bourque led the Selectmen in the Pledge of Allegiance.

Polish American Citizens Club – Liquor License Violation – Public Hearing

Selectman Miller recused himself.

Attorney Bridgeman stated he feels the Board of Selectmen erred in finding the Polish American Citizens Club guilty of a liquor license violation. He stated the club served their three day suspension. He stated the Public Hearing was not called in a timely manner as stated in the Town's Bylaws. He stated Selectman Becker decision was based on opinion and not on facts. He stated Selectman Becker based his decision on the totality of the situation not the facts or the law. He stated Selectman Becker referred to the situation as a near riot. He stated there was no tear gas, masks and swat equipment needed. He stated the situation has been exaggerated. He stated the club did not get a copy of the Police Report until after the hearing. He stated the young man that was arrested was not over served at the club. He stated it was just presumed he had been served by the club. He stated a restaurant or bar does not have a liability because a person left with an open container. He stated the decision should have been based on facts. Lieutenant Shaw stated the Chief of Police was out on medical leave during this time so the report was not released by his secretary. He stated he watched the original hearing back on YouTube. He stated he has worked in Webster for over twenty years and have always used the section of law when there is an open container violation. He stated there was no teargas, masks or swat equipment used but there was over one hundred people and a lot of altercations occurred. Sergeant Wheeler stated it was a very dangerous situation. He stated the gentleman that was arrested was stopped after walking out of the club with to open beers. Selectman Becker stated he based his decision on all of the information he was provided with in the police reports. Selectman Jolda stated when you're in a restaurant or a bar a patron can not leave the facility with an open container. Selectman Dowgiewicz stated he would recommend that if the PACC thinks the Board of Selectmen erred in their decision then they can appeal to the ABCC.

Motion: made by Selectman Jolda, seconded by Selectman Becker to uphold the original decision to find the Polish American Citizen's Club in violation.

Vote: Selectman Dowgiewicz – no, Selectman Jolda – yes, Selectman Becker – yes and Chairman Bourque – yes.

Selectman Miller returned.

Kenny Pizzetti – Safety Committee – Recommendations

Mr. Pizzetti stated the Safety Committee met on August 10, 2016 to conduct its quarterly meeting. He stated they are recommending permission to add a new sign stating "Slow Children Residential Area" to Malden Drive. He stated they are requesting permission to place a "One-Side Parking Only" from Dresser Street to Lincoln Street. He stated they are requesting permission to place two "Stop" signs at the intersection, making intersection a 3-way stop at Lincoln Street and Ray Street. He stated they are requesting permission to place one sign "No Parking Either Side" on Fire Court. He stated the Safety Committee has discussed the signage on Birch Island Road and have decided to leave the signage as posted.

Motion: made by Selectman Miller, seconded by Selectman Dowgiewicz to approve the Safety Committee's recommendations as presented.

Vote: Selectman Miller – yes, Selectman Dowgiewicz – yes, Selectman Jolda – yes, Selectman Becker – yes and Chairman Bourque – yes.

Chairman Bourque stated the new inspectional services fees will be tabled until the next meeting.

Acting Town Administrator's Report

Acting Town Administrator Pam Leduc stated the only item on her Town Administrator's Report is an update on the Anglo Enterprises Company Site. She stated Allen Jarrell and Kim Murphy will be holding a community meeting on August 31, 2016 at 6:00 p.m. at 18 Village Way in the Community Room. She stated everyone is welcome to attend.

Motion: made by Selectman Miller, seconded by Selectman Becker to approve the Acting Town Administrator's Report.

Vote: Selectman Miller – yes, Selectman Dowgiewicz – yes, Selectman Jolda – yes, Selectman Becker – yes and Chairman Bourque – yes.

Old Business

Chairman Bourque asked to have the Recreation Director job description on the next agenda in order to give the Board time to review the document.

New Business

Chairman Bourque stated the Board received a copy of the future Board of Selectmen's meeting dates.

Selectman Jolda read the timeline of the October Annual Town Meeting.

Motion: made by Selectman Miller, seconded by Selectman Becker to open the October 17, 2016 Annual Town Meeting Warrant.

Vote: Selectman Miller – yes, Selectman Dowgiewicz – yes, Selectman Jolda – yes, Selectman Becker – yes and Chairman Bourque – yes.

Ms. Leduc stated the Fels Family Foundation donated a grant to fund the failed attempt for the Proposition 2 ½ Override for the Police Department. She stated the Fels feels safety is a priority. Chief Bent stated the Fels Family Foundation have been very generous to the Town and thanked them for their support. He stated the Town has needs and would like to see it move forward.

Motion: made by Selectman Jolda, seconded by Selectman Dowgiewicz to accept the \$120,000 grant from the Fels Family Foundation to supplement the Fy17 Police Department budget.

Vote: Selectman Miller – yes, Selectman Dowgiewicz – yes, Selectman Jolda – yes, Selectman Becker – yes and Chairman Bourque – yes.

Motion: made by Selectman Miller, seconded by Selectman Dowgiewicz to approve the "One Day" liquor license request from Sts. Constantine & Helen Greek Orthodox Church for Saturday, September 10, 2016 from 11:00am - 10:00pm and on Sunday, September 11, 2016 from 11:00am -6:00pm.

Vote: Selectman Miller – yes, Selectman Dowgiewicz – yes, Selectman Jolda – yes, Selectman Becker – yes and Chairman Bourque – yes.

Informational Mail

Selectman Jolda stated the Board was in receipt of a second liquor license violation regarding the Polish American Citizen's Club. Chairman Bourque stated that will be on the next agenda.

Adjournment

Chairman Bourque adjourned the meeting to Executive Session at 7:17 P.M. in accordance with MGL Chapter 30A, Section 21a, Item 3: To discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares.

- Landfill Solar Facility

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Selectmen Meeting
08/22/16

Motion: made by Selectman Miller, seconded by Selectman Jolda to enter into Executive Session and to return to open session.

Vote: Selectman Miller – yes, Selectman Dowgiewicz – yes, Selectman Jolda – yes, Selectman Becker – yes and Chairman Bourque – yes.

Motion: made by Selectman Miller, seconded by Selectman Dowgiewicz to adjourn the regular session meeting at 7:45 p.m.

Vote: Selectman Miller – yes, Selectman Dowgiewicz – yes, Selectman Jolda – yes, Selectman Becker – yes and Chairman Bourque – yes.

Respectfully submitted,
Courtney M. Friedland
Executive Secretary