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Mark G. Dowgiewicz, Secretary
Donald D. Bourque
Robert J. Miller

**BOARD OF SELECTMEN
REGULAR SESSION MEETING MINUTES
Monday, February 11, 2019, 6:00 P.M.**

Webster Town Hall, Board of Selectmen's Meeting Room, 2nd Floor
350 Main Street, Webster, MA 01570

MEETING OPENING: At 6:00 p.m., Chairman Jolda called the meeting to order. The following individuals were present: Chairman Andrew Jolda, Vice Chairman Randall Becker, Selectman Bourque, Selectman Robert Miller, Town Administrator Douglas Willardson, and Executive Secretary Courtney Friedland. Secretary Mark Dowgiewicz was on speakerphone. The Board stood and took the Pledge of Allegiance.

PUBLIC HEARING: POLISH AMERICAN CITIZENS CLUB:

Motion by Selectman Miller, seconded by Selectman Bourque, to open the Public Hearing for the Polish American Citizens Club Liquor License Violation. The motion passed unanimously.

Attorney Hewig opened the public hearing. He stated the PACC have violated the terms of their liquor license and read all of the exhibits into the record. Officer Donovan was the first responding officer. He came forward and submitted his narrative of the events for the night in question. Sergeant Ralph came forward and stated what he witnessed that night. Attorney Bridgeman from the PACC came forward. He stated that he has been serving as the PACC's Attorney intermittently for four years. He stated in 2016 the club implemented that all bartenders be TIPS certified. He stated the hall is very clean. He stated the bartender called Police when the incident occurred. The person involved in the disturbance has now been banned from the club. Selectman Becker asked if there is a sign in book. Attorney Bridgeman stated there is a book and isn't aware of the people involved signed in. Selectman Miller asked if the people involved were members. Mr. Deluca stated they were not members of the club. Attorney Hewig asked who had custody of the sign in book. Attorney Bridgeman stated the bartender has the book. Selectman Becker stated the men were 3X the legal limit. He stated that is very high. He would like to see the book to see how long the people involved had been at the club. Office Donovan stated the video cannot be copied from the software they have. Attorney Bridgeman stated the video has been recorded over. The Public Hearing has been continued until March 11, 2019, at 6:00 p.m. in order to get a copy of the log book.

Motion by Selectman Miller, seconded by Selectman Becker, to continue the Public Hearing for the Polish American Citizens Club Liquor License Violation until March 11, 2019. The motion passed unanimously.

HOLLY FARMS - WINE AND MALT PACKAGE STORE REQUEST: Chairman Jolda stated all the paperwork has been received.

Motion by Selectman Miller, seconded by Selectman Bourque, to approve the Wine and Malt Liquor License Application submitted by STSSTO, LLC dba Holly Farms. The motion passed unanimously.

PRICE CHOPPER - CHANGE OF OFFICERS: Attorney Eugene Richards came forwards. He stated he represented the Price Chopper. Chairman Jolda stated their application was very thorough.

Motion by Selectman Miller, seconded by Selectman Bourque, to approve the Change of Officers Liquor License Application submitted by Price Chopper Operating Co. of Massachusetts. The motion passed unanimously.

THE ROSE ROOM – BYOB APPLICATION: Mr. Willardson stated he has met with the owners of The Rose Room. He stated they are very involved in their business and would recommend this request gets approved.

Motion by Selectman Becker, seconded by Selectman Bourque, to approve the Bring Your Own Beverage Liquor License Application submitted by The Rose Room. The motion passed unanimously.

ANNE MARIE PEPERATO – ADA UPDATE: Mr. Peperato sated the ADA Committee has been very busy. She stated they meet once a month. The rolled out with an interactive website, held a regional meeting at Golden Heights, placed handi-capped water wheelchairs at Memorial Beach, added handi-capped swings, and life vests. She stated the ADA was awarded a grant of \$4,000.00 to purchase new benches for Memorial Beach. The Board of Selectman thanked her for all of her hard work.

FY18 AUDIT MANAGEMENT LETTER: Terenzio Boccacelli came forward he stated it is a clean audit opinion. He stated the revenue was good, long term debt decreased and free cash has been certified. He stated the Town has moved forward with going from elected to appointed for the Town Treasurer/Collector. He stated this will help expand the scope of talent. He stated the Town adopted Financial Policies. He stated OPEB is one of the breasted difficulties that many towns are dealing with.

FY19 YEAR TO DATE BUDGET REVIEW: Mr. Willardson stated retirement payout will be funded through other accounts. He stated he is keeping an eye the snow and ice account.

LEGAL UPDATE:

Webster Ventures, LLC v. Town of Webster: The firm is currently monitoring this lawsuit. It was brought forward by Webster Ventures to acquire title to land.

French River – Riverwalk: Working with OCD. It is in its early phases.

Klebart Avenue/Lake Parkway (MassDOT): There is no funding from the Town. Will require easements.

SunEdison Bankruptcy: This is for the Solar Panel Lease. The company has now changed hands and is Clearway. The Town is currently receiving payments.

Bonnie Lucero v. Town of Webster: has been settled by insurance.

Webster Charter Review: Attorney Lauren Goldberg is putting together the changes.

Thomas Ralph v. Town of Webster & Town of Webster v. International Brotherhood of Police Officers, Local 428 and Thomas Ralph: This is currently being handled. Technically this is one case.

Massicotte v. Town of Webster: Very comfortable that the Town will prevail.

TA REVIEW: Mr. Willardson stated each of the Board members received an evaluation form in their packet. This will be added to the March 11, 2019 agenda.

Motion by Selectman Bourque, seconded by Selectman Becker, to approve the 2019 Community Development Block Grant Application. The motion passed unanimously.

2019 MEMORIAL BEACH RATES: Selectman Bourque abstained from the topic. Carole Marchand came forward. She stated she was looking to change the rate of people bringing in kanoons and paddle boats. She didn't think they should be charged a full boat rate. She stated 2018 took a hit because of the elimination of jet skis.

Motion by Selectman Becker, seconded by Selectman Miller, to approve the 2019 Memorial Beach rates as proposed. The motion passed unanimously. Selectman Bourque abstained.

OLD BUSINESS

DANIEL DUTEAU – WATER/SEWER COMMISSION: Mr. Willardson stated he met with Mr. Duteau and he recommended the approval of his appointment.

Motion by Selectman Becker, seconded by Selectman Miller, to appoint Daniel Duteau to the Water/Sewer Commission. The motion passed unanimously.

MARC BECKER – WATER/SEWER COMMISSION: Selectman Becker and Chairman Jolda abstained. Selectman Bourque stated he was on the agenda last time for consideration. He asked if there was any motion. Hearing no motion the Board moved forward with the meeting.

EDUCATION INCENTIVE POLICY: Mr. Willardson stated the Personnel Board added language to the policy. He stated the Police Union Contract specifically stated they cannot receive any other incentive for education.

Motion by Selectman Becker, seconded by Selectman Miller, to approve the Education Incentive for the Town of Webster Personnel Policies. The motion passed unanimously.

TOWN ADMINISTRATOR'S REPORT: Mr. Willardson went through his Town Administrator's Report. Selectman Becker would like to send a thank-you note to Neil Dixon for his dedicated time.

Motion by Selectman Miller, seconded by Selectman Bourque, to approve the Town Administrator's Report as read. The motion passed unanimously.

Motion by Selectman Bourque, seconded by Selectman Miller, to approve the consent items on the agenda. The motion passed unanimously.

EXECUTIVE SESSION: At 7:38 p.m.,

Motion by Selectman Miller, seconded by Selectman Bourque, to enter into Executive Session 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 for:

- **Union Contract Negotiations – Proposed Health Insurance Changes**
- **Review and Approve the Executive Session Meeting Minutes of 01/14/2019**

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

ADJOURN: At 7:47 p.m.:

Motion by Selectman Miller, seconded by Selectman Becker, to adjourn. The motion passed unanimously.

Respectfully Submitted,

Courtney M. Friedland, Executive Secretary to the Board of Selectmen