



Minutes of the Meeting of the Board of Selectmen

Date: November 14, 2016 – Business Meeting
Time: 6:00 p.m.
Place: McCourt Social Hall, Memorial Town Hall, Spencer, MA
Present: Chairman Stevens, Vice Chair C. Woodbury, Clerk Hicks,
Member G. Woodbury and Administrator Gaudette
Selectmen Pepe was absent

At 6:08 p.m. Chairman Stevens called the meeting to order and led the Pledge of Allegiance.

Minutes:

Vote to Approve Meeting Minutes

A motion to approve the Business Meeting of October 24th (Hicks/G. Woodbury) passed 3/0.

Citizen Input

None

Communications:

New Staff Introductions – Cheryl Donahue, Director of Richard Sugden Library

Administrator Gaudette introduced new Library Director Cheryl Donahue and noted her background and experience have allowed for a smooth transition. Ms. Donahue said she was struck by the beauty and serenity of the Library when she first came to Spencer and looks forward to creating additional programs for citizens.

Summary of Election Day

Mr. Gaudette recognized the Town Clerk's Office for winning the Massachusetts Election Modernization Coalition's Silver Medal for early voting opportunities. The long hours and organized planning by the Clerk and her staff resulted in a smooth Election Day for the Town.

New Business:

6:15 p.m. – Public Hearing: Annual License Renewal Hearing for Class II, Class III, and Gravel Permit Operations for Calendar Year 2017

At 6:15 p.m., a motion to open public hearing for Class II, Class III, and Gravel License renewals (Hicks/G. Woodbury) 3/0 passed.

Chairman Stevens reported that the public hearing portion is for Class II, Class III, and Gravel Permit Licensees. All others are part of the regular meeting.

Gravel

Mr. Stevens asked for public comment for Gravel License renewals and no one came forward. He noted that the Conservation Agent inspected each Gravel Pit and license renewals are recommended.

A motion to approve the following Gravel License renewals as written (Hicks/G. Woodbury) passed 3/0:

- 1. Bond Construction, Cranberry Meadow Road*
- 2. Bond Construction, North Spencer Road*
- 3. Bond Construction, 97 Hastings Road*
- 4. Stan Kaitbenski, Lyford Road*
- 5. Robert Moschini, Royal Crest Farm LLC, 30 Howe Road*
- 6. Leo Aucoin, 89 Cranberry Meadow Road.*
- 7. Peter Zukas, 89 Smithville Road, with the condition they renew the Special Permit issued by the Zoning Board of Appeals*

Class II

Mr. C. Woobury asked to speak with the owner of NextGen Performance regarding vehicles being Parked at Dennis' Auto. A representative from NextGen was not present. The Board agreed to hold off on this renewal and on the renewal for Dennis' Auto and continue the hearing for both to the November 21st meeting.

Small Car Clinic at 16 Main Street was also put on hold and the owner will be invited to the November 21st hearing for discussion on cars parked there belonging to another dealership.

Mr. Stevens asked for any other public comment for Class II renewals and no one came forward.

A motion to approve the following Class II License renewals (Hicks/C. Woodbury) passed 3/0. Selectmen G. Woodbury recused himself.

- Central Auto Sales*
- Easy Way Auto*
- Fernanda's Auto Sales*
- Gilbert's Used Cars*
- Main Street Auto Sales*
- Hilltop Auto Sales*
- Ronald Brown Auto Sales*
- Small Car Clinic (322 Main Street)*
- Spencer Motor Sales*
- Straight Line Auto*

Dennis Gagliati from Dennis' Auto arrived at 6:25 pm and was asked about NextGen putting cars on his property. Mr. Gagliati said there are two cars belonging to NextGen on his property. Mr. Gaudette noted that cars can only be sold for the lot the license is issued on. Mr. Gagliati understands and will comply.

A motion to approve the Class II License renewal for Dennis' Auto, provided that NextGen cars are not displayed on his property (Hicks/CW) passed 3/0 .

A motion to continue the Public Hearing for Class II Licenses to November 21st at 6 p.m. (C. Woodbury/Hicks) passed 3/0.

At that time NextGen Auto and Small Car Clinic, 16 Main Street will be discussed.

Class III

A motion to approve the Class III License renewal for Durgins Valley Garage (Hicks/C. Woodbury) passed 4/0.

A motion to close the Public Hearing for Gravel and Class III Licenses (Hicks/C. Woodbury) passed 4/0.

Annual License/Permit Renewals for Calendar Year 2017

Class I License Renewals:

A motion to approve the following Class I License Renewals (Hicks/G. Woodbury) passed 4/0:

1. Ahearn Equipment, Inc.
2. Klem Tractor, Inc.
3. Barnstorm Cycles

Alcohol License Renewals:

A motion to approve the following Alcohol License Renewals (Hicks/G. Woodbury) passed 4/0:

1. Black & White Pizzeria & Grill
2. Charlie's Diner
3. Chef Sau
4. Either's Café, Inc.
5. Granville's Pub, Inc.
1. Chimichanga (Mexicali Grille)
6. Spencer Country Inn
7. Yamato Asian Bistro
8. Zukas Hilltop Barn
9. Country Spirits
10. Liquor Barn/Mayank LLC
11. Spencer Package Store
12. Bay Berry Bowling
13. Laney's Variety
14. Xpress Mart
15. American Legion
16. Spencer Fish & Game

Knights of Columbus did not submit renewal documents.

Common Victualler License Renewals:

A motion to approve the following Common Victualler's license renewals (Hicks/G. Woodbury) passed 4/0:

1. Big Y Foods
2. Camp Marshall
3. Dairy Queen
4. Dashboard Diner
5. Dippin' Donuts
6. Edible Arrangements
7. Five Loaves Bakery
8. Speedway
9. John's Pizza
10. Kosta's Café
11. Lincoln Hill Manor
12. McDonald's
13. Pizza Hut

14. Price Chopper
15. Spencer Donuts, Inc. East Main
16. Spencer Donuts, Inc. West Main
17. Spencer Pizza House
18. Subway
19. Thibault's Country Store
20. Toupin's Catering
21. Village Pizza
22. Cistercian Abbey of Spencer
23. First Congregational Church
24. Mary, Queen of the Rosary
25. St. Joseph Abbey Guest House
26. American Legion
27. Black & White
28. Xtra Mart
29. Ethier's Café
30. Granville's
31. Chimichanga d/b/a/ Mexicali Grille
32. New Fortunes, d/b/a Chef Sau
33. Spencer Country Inn
34. Spencer Fish & Game
35. Turner's Catering, d/b/a Charlie's Diner
36. Yamato Asian Bistro
37. Zukas Hilltop Barn

Innkeeper's License Renewals:

A motion to approve the Innkeeper License renewals for the following (Hicks/G. Woodbury) passed 4/0:

1. The Red Maple Inn
2. Spencer Country Inn
3. Zukas Hilltop Barn

Amusement License Renewals:

A motion to approve the Amusement License renewals for the following (G. Woodbury/Hicks) passed 4/0:

1. Bayberry Bowling
2. Granville's Pub
3. Price Chopper (Richland Vending)
4. Ethier's Café

Entertainment License Renewals:

A motion to approve the following entertainment license renewals (C. Woodbury/Hicks) passed 4/0:

1. American Legion
2. Bayberry Bowling Center
3. Black & White
4. Chimichanga (Mexicali Grille)
5. New Fortunes d/b/a/ Chef Sau
6. Granville's Pub
7. Spencer Country Inn
8. Spencer Fish & Game

9. Zukas Hilltop Barn

Junk Dealer License Renewals:

A motion to approve the following junk dealer license renewals (G. Woodbury/Hicks) passed 4/0:

1. Comier Jewelers
2. William Ekleberry, Jr.
3. J & M Coins & Collectables
4. Fantastic Finds

Lodging House License Renewals:

There are two Lodging House renewals for SMOC. Due to an increase in police calls, the Administrator advised the Board to continue this item until November 21st and invite a representative from SMOC for further discussion. The Board agreed.

Vote to approve 2:00 a.m. closing on New Year's Eve for establishments with Alcohol Pouring Licenses

A motion to approve the 2 a.m. closing on New Year's Eve (G. Woodbury/Hicks) passed 4/0.

Old Business:

6:00 p.m. Public Hearing Class II Auto Dealer's License Application of Brian Lucier for Brian's Auto – 37 Main Street

Chairman Stevens reconvened the hearing at 6:46 pm.

Mr. Gaudette reported a meeting was held onsite on November 10th, resulting in the following issues needing resolution:

1. Blocking the sidewalk - need proper delineation to understand where parking is restricted
2. Georgia Trauschke's property at 35 Main Street – need a fence to resolve issue with blocking her driveway
3. School Street being blocked creating site distance issues

Mr. Gaudette advised the Board to continue the hearing until next week when Steve Tyler can be present to discuss the concerns.

Ms. Trauschke asked about the hours of operation being from 8 am to 5 pm, but work is going on at 6:30 am.

Mr. Lucier said his manager arrives early and opens doors but doesn't operate work tools until 8 am. He agreed to install a fence for the neighbor in near future and would like to put cones in last spot to prevent vehicles from pulling in. He also moved smaller cars to one side to avoid issues with being over the the line.

A motion to continue the Public Hearing to November 21 at 6:00 pm (C Woodbury/Hicks) passed 4/0.

Town Administrator's Report:

Town Meeting Update - Review Draft Motions

The Administrator reported that all Articles for the November 17th Special Town Meeting have been

reviewed by Town Counsel. Voters will receive a copy of the Warrant, along with a Revenue and Expense Report, Department Budget Amendment Transfers, and Voter Card.

Board Liaison Reports

Mr. Stevens reported that an Economic Development Committee meeting will be held in December. Paul Dell'Aquila will be brought in at that time.

Citizen Input

Bob Cirba, 23 Summit St. said he wanted to correct a statement made by Dr. Hicks at a prior meeting regarding being removed from the School Building and Restoration Committee. Dr. Hicks and Mr. Cirba become involved in a verbal exchange. Chair Stevens advised them to stop the discussion as the disagreement involved what took place in the past and is not relevant to this forum.

Board Member and Staff Comments

The meeting was adjourned at 7:23 pm. All were in favor.

Respectfully submitted,

Brenda Savoie
Administrative Assistant

Referenced Materials

License Renewal Documents
Class II Application for Brian's Auto
STM Draft Motions