

The regular meeting of the Board of Selectmen was held Tuesday December 18, 2018 at 7:00 P.M., in the Daniel J. Toomey Hearing Room, Town Hall, Danvers.

Present: Gardner S. Trask, III, Chairman; Daniel C. Bennett; William H. Clark Jr; Diane M. Langlais; David A. Mills

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On a motion by Selectman Bennett and seconded by Selectman Langlais, the Board voted 5-0 approve the minutes from December 4, 2018.

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New Business:
None.

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The Board was in receipt of an application by the Friends of Hathorne, John Gorvin, Road Race event coordinator, for a first time Banner over Maple Street, April 29-May 5, 2019. John Gorvin appeared before the Board and answered various questions by the Board. On a motion by Selectman Langlais and seconded by Selectman Bennett, the Board voted 5-0 to approve the application.

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The Board was in receipt of an application by Kayla’s Cause, James Caron, Blood Drive event coordinator, for a first time Banner over High Street, January 14-20, 2019. James Carron appeared before the Board and answered various questions by the Board. On a motion by Selectman Langlais and seconded by Selectman Clark, the Board voted 5-0 to approve the application.

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The Board considered the confirmation of an appointment to the Conservation Commission. Vanessa Curran appeared before the Board and answered various questions by the Board. On a motion by Selectman Langlais and seconded by Selectman Clark, the Board voted 5-0 to approve the appointment.

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The Board considered an appointment to the Historic District Commission. Marcus Sidmore appeared before the Board and answered various questions by the Board. On a motion by Selectman Langlais and seconded by Selectman Clark, the Board voted 5-0 to approve the appointment.

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A public hearing was held on an application by Alana’s Food Corp, d/b/a Nick and Andy’s, Andri Moli, Manager/ Owner, 110 Newbury Street, for a Common Victualler License at that location. Andri Moli appeared before the Board and answered various questions by the Board. Mr. Moli indicated the restaurant will be open from 6:00 A.M.-3:00 P.M. 7-days a week. A Motion to close the public hearing was made by Selectman Langlais and seconded by Selectman Clark. On a motion by Selectman Langlais and seconded by Selectman Clark, the Board voted 5-0 to approve the application.

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The Board was in receipt of an application by Christopher Nolan, 2 Chapel Road, Danvers for a first-time appointment as a Civil Constable in the Town of Danvers. Christopher Nolan appeared before the Board and answered various questions by the Board. On a motion by Selectman Langlais and seconded by Selectman Clark, the Board voted 5-0 to approve the appointment.

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A public hearing was held to consider whether the license to sell alcoholic beverages held by Osborn Tavern, LLC, d/b/a Osborn Tavern, Joel Hartnett, Manager, 49 Maple Street, should be

suspended, revoked, or limited in any way. Attorney James Cote and Joel Hartnett, Manager appeared before the Board and answered various questions by the Board. Police Chief Patrick Ambrose and Detective Eric Clarizia addressed the Board to events that occurred on November 2, 2018 and November 10, 2018, the alleged violations on each day: "Sale or Delivery of an Alcoholic Beverage to Intoxicated Persons". Upon hearing the evidence, the Board of Selectmen found the charges to be sustained, and took the following action: **By a motion duly made and seconded the Board voted 4-0-1 (Selectman Clark abstained) to suspend this license for six (6) days, three (3) to be served and three (3) held in abeyance for one year.** The three (3) day suspension will go into effect following the exhaustion of the appeal process.

A one (1) day suspension was previously held in abeyance by the Board of Selectmen on September 6, 2018 for one year unless and until the Board of Selectmen determined a future violation within that time period. The Board of Selectmen have now received two reports from the Danvers Police Department relative to events that occurred on November 2, 2018 and November 10, 2018, violations on each day: "Sale or Delivery of an Alcoholic Beverage to Intoxicated Persons". Upon hearing the evidence, the Board of Selectmen found the charges to be sustained, and took the following action: **By a motion duly made and seconded the Board voted 4-0-1 (Selectman Clark abstained) to suspend this license for one (1) day (previously held in abeyance).** The one (1) day suspension is to be served the first week of January, 2019. Once that day is determined, the Liquor License must be surrendered to the Danvers Police Department by 12:01 A.M. on the day of the suspension and will be available to be picked up the start of the business day following the suspension.

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The Board considered a vote to adopt the Budget Policy for Fiscal Year 2020, as reviewed by the School Committee and Library Trustees. On a motion by Selectman Langlais and seconded by Selectman Bennett, the Board voted 5-0 to adopt the Budget Policy for Fiscal Year 2020 as reviewed by the School Committee and Library Trustees.

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The Board considered a vote to close the Warrant for the February 4, 2019 Special Town Meeting. On a motion by Selectman Bennett and seconded by Selectman Langlais, the Board voted 5-0 to close the warrant at 12:00 P.M. on December 28, 2018.

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The Town Manager provided an update to the Board on items of interest, as follows:

- Budget Reviews
- Verizon Cable update
- Smith School Forum update
- January 8th Review of STM Warrant
- Dangerous Dog update

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Correspondence, Selectmen "New Business," previous "New Public Business" updates and Selectmen closing updates were provided, as follows:

- Passing of Bert Russell
- Senior Center Newsletter
- ZBA decision questions
- 28 Harbor Street
- Selectman Bennett to attend Climate Issue Forum

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On a motion by Selectman Clark and seconded by Selectman Bennett, the Board voted 5-0 to approve the following consent calendar item.

☞ Consent Calendar ☞

*2019 License Renewals
Common Victualler*

- Danvers Farm & Home Ser., Inc., 7 Wenham Street
- Ventura Baking Corp., d/b/a Dunkin Donuts, 99 High Street
- Ventura Baking Corp., d/b/a Dunkin Donuts, 420 Newbury Street
- JAR Ventura Corp., d/b/a Dunkin Donuts, 128-130 Water Street
- Jose Ventura, d/b/a Dunkin Donuts, 36 Maple Street
- Bakasa Corp., d/b/a Mikes' Place Pizza & Roast Beef, 116 Water Street
- Robert Connors, d/b/a Connor's Farm, 30 Valley Road
- Daily Harvest Café, Inc., d/b/a Daily Harvest, 103 High Street
- Good Lickin Ice Cream Parlor, 46 Maple Street
- W.M.S.J. Company, Inc., d/b/a Cherry Farm Creamery, 214 Conant Street
- Brother's Deli, Inc., 31 Maple Street
- Nyalkaran Creamery, Inc., d/b/a Scoops, 100 Independence Way
- Dunkin Donuts @ Stop & Shop, 301 Newbury Street
- Fresh Smoothies, 100 Independence Way
- Ocean, Inc., d/b/a Regina Pizzeria Liberty Tree Mall, 100 Independence Way
- Himilayas Corp., d/b/a Highland Variety, 3 Collins Street
- Danvers Indoor Sports, LLC, d/b/a Danvers Indoor Sports, 150B Andover Street
- Enila Patel, d/b/a Subway, 100 Independence Way
- TeaCAMILLA LLC, d/b/a TeaCAMILLA, 23A Locust Street
- Tomas Master Pie, LLC, d/b/a Domino's Pizza, 85 Maple Street
- David Moreno LLC d/b/a Danvers Fresh Marketplace, 17 Elm Street
- Honda North Café, 382 Newbury Street
- Supreme Roast Beef, Inc., d/b/a Supreme Roast Beef, 18 Maple Street

Class 1 Dealer

- Herb Chambers I-95, Inc., d/b/a Herb Chambers Chrysler Dodge, Jeep, Ram, Fiat of Danvers, 107 Andover Street
- Herb Chambers Andover Street Inc., d/b/a Herb Chambers Chevrolet, 90 Andover Street
- Kelly Foreign Motors, Inc., d/b/a Kelly Alfa Romeo, 151 Andover Street
- Kelly Foreign Motors, Inc., d/b/a Kelly Maserati, 151 Andover Street
- Village Motors North, Inc., d/b/a Hyundai Village and d/b/a Volvo Village of Danvers, 24 Commonwealth Avenue
- Kelly Volkswagen, Inc., 72 Andover Street
- Roland D. Kelly Infiniti, Inc., 155 Andover Street
- White Eagle Motors, LLC, d/b/a White Eagle Motors, 11-13 School Street
- Hometown Auto Framingham, Inc., d/b/a North Shore Mazda, 84 Newbury Street
- Danvers ICL1, LLC, d/b/a Honda North, 382 Newbury Street

Class 2 Dealer

- Paul Finocchiaro, d/b/a Danvers Auto Body and Towing, 22 School Street
- NorthShore Auto Body, Inc., d/b/a North Shore Auto Body, 20 Newbury Street
- Automotive Excellence, Inc., d/b/a Danvers Automotive Center, 17 Hobart Street
- Ferncroft Motor Car Company, 100 Ferncroft Road, Unit 210

Entertainment

- Danvers Indoor Sports, LLC, 150B Andover Street, 11 COADs
- Danversport Yacht Club, LLC, d/b/a DanversPort 161 Elliott Street, 7-Day Entertainment
- Elm Club, Inc., @ Knights of Columbus Hall, 35 Elm Street, Juke Box
- ecoATM, LLC, Liberty Tree Mall, Sale of 2nd Hand Articles
- ecoATM, LLC, 55 Brooksby Village Way, Sale of 2nd Hand Articles
- Supino's Restaurant, Inc., 250 Newbury Street, 7-Day Entertainment, Juke Box, 4 COADs
- Polish, Russian, Lithuanian American Citizens Club, 12 Cheever Street, 7-Day Entertainment, Juke Box, 1 COAD
- Sunnyside Bowladrome, Inc., 176 Water Street, 7-Day Bowling, 7-Day Entertainment, 6 COADs
- Triple T Café', Inc., d/b/a Calitri's Italian Cuisine, 126 Newbury Street, 7-Day Entertainment

Livery

- David W. Gallant, Exclusive Limousine, LLC, 6 Orchard Lane
MassTran, 150A Andover Street

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The Selectmen closing comments were offered, as follows:

Remember active service members and Veterans.

The meeting was adjourned at 9:25P.M

Attest: Joseph L. Collins
Town Clerk