

**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, February 10, 2014. Chairman Keefe called the meeting to order at 6:20 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.

Chairman Keefe adjourned the meeting to Executive Session at 6:21 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 Starzec to go into Executive Session and to come back into open session.

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

Chairman Keefe reconvened the regular session meeting at 7:06 p.m.

Selectman Duggan recused himself.

Bill Burke – Water/Sewer Abatements

Bill Burke came forward. He stated there were two requests for abatements in the month of November. Mr. McAuliffe stated both of these request are deemed denied. Mr. Burke stated the water went through the meter at 8 Harris Street. Tom Ralph came forward. He stated he has owned the property located at 8 Harris Street since 2008. He stated he has had the same tenants since he purchased the property. He stated he did some research and he said air could have gotten into the system. He stated the excess air would have made the meter spin faster than normal. He stated they did hydrant flushing in his area recently. He stated his bill has never been this high. Selectman Dowgiewicz asked if the water meter could have been misread. Mr. Burke stated if there was an issue with the meter then it would actually run slower. He stated the recent hydrant flushing would not affect the water meter. Selectman Miller stated he knew from personal experience that some of the water meters in Town were junk. He stated some of the new water meters the Town purchased were flawed. Selectman Dowgiewicz stated he had the same problem. Mr. Burke stated it does not take much for a water bill to be high. He stated the Water Department has been out to the located several times and did not find a problem with the meter. Mr. Ralph stated he has the Worcester Community Action Council come out to his house and do energy efficient upgrades to all the units. Chairman Keefe stated it is hard to determine what occurred. Mr. Ralph stated he has not asked for an abatement before.

Motion: made by Selectman Miller, seconded by Selectman Dowgiewicz to abate water/sewer bill for 8 Harris Street, Account # 71175, in the amount of \$1,112.22

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

Mr. Burke stated 76 East Main Street has a water leak. He stated the Water Department went over to the property and they had a sump pump in their basement which they ran directly in to the sewer drain. He stated the water did run through his meter and was discharged into sewer drain.

Motion: made by Selectman Starzec, seconded by Selectman Miller to deny the request for abatement for 76 East Main Street, Account # 132441.

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

Selectman Duggan returned back to the Board.

Chairman Keefe stated she has requested a layout for The Lobster Nook's Alteration of Premises proposal. She stated she would like to table this until the next meeting.

Town Administrator's Report

Mr. McAuliffe stated the Board of Selectmen needed to ratify the votes for the additional liquor license it had requested through a Special Act of Legislation.

Motion: made by Selectman Miller, seconded by Selectman Dowgiewicz to approve the follow amendment to legislation (Bill No. 1989):

“An Act authorizing the town of Webster to issue one additional all alcoholic beverages to be drunk on the premises of 41 Worcester Road.

Be it enacted by the Senate and House of Representatives in General Court assemblies, and by the authority of the same, as follows:

SECTION 1. Notwithstanding section 17 of chapter 138 of the General Laws, the local licensing authority of the town of Webster may grant 1 additional license for the sale of all alcoholic beverages, pursuant to section 12 of chapter 138, to an entity located at 41 Worcester road on the town of Webster. The license shall be subject to all of said chapter 138, except said section 17.

The licensing authority shall not approve the transfer of the license to any other location but it may grant the license to a new applicant at the same location if the applicant files with the licensing authority a letter from the department of revenue and a letter from the department of unemployment assistance indicating that the license is in good standing with the department and that all applicable taxes have been paid.

If the license granted under this act is cancelled, revoked or no longer in use at the location of original issuance it shall be returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to the licensing authority, which may then grant the license to a new applicant at the same location under the same conditions as specified in this act.

SECTION 2. This act shall take effect upon its passage.”

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

Motion: made by Selectman Miller, seconded by Selectman Dowgiewicz to approve the follow amendment to legislation (Bill No. 1990):

“An Act authorizing the town of Webster to issue 5 additional alcoholic beverages licenses to be drunk on the premises located in a specific area, known as “Downtown Webster 2010 Slum & Blight Inventory”.
Be it enacted by the Senate and House of Representatives in General Court assemblies, and by the authority of the same, as follows:

SECTION 1. Notwithstanding section 17 of chapter 138 of the General Laws, the local licensing authority of the town of Webster may grant 5 additional licenses for the sale of all alcoholic beverages to be drunk on the premises, pursuant to section 12 of the said chapter 138, only to establishments located within the geographical area shown on a sketch plan on file in the town clerk's office entitled “Downtown Webster 2010 Slum & Blight Inventory” and dated September 05, 2013. The licenses shall be subject to all of chapter 138, except said section 17.

(b) The licensing authority shall not approve the transfer of a license granted under this act to any person, partnership, corporation, LLC, organization, or any other entity: (i) for a period of 3 years from the date of original issuance or 3 years from the date of enactment of this legislation, whichever is later; or (ii) located outside of the “Downtown Webster 2010 Slum & Blight Inventory” area in Webster.

(c) Notwithstanding section 12 of said chapter 138, the licensing authority for the town of Webster shall restrict the licenses pursuant to this act to holders of common victualler licenses.

(d) A license granted under this act, if cancelled, revoked or no longer in use at the location of original issuance shall be returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to the licensing authority for the town of Webster. The licensing authority may then grant the licenses to a new applicant, only at the same location within the “Downtown Webster 2010 Slum and Blight Inventory” area in Webster, under the same conditions as specified in this act. No License shall be reissued for use in the same location unless the applicant therefore files with the licensing authority a letter from the department of revenue and a letter from the unemployment assistance indicating that the license is in good standing with the department and that all applicable taxes have been paid.

SECTION 2. This act shall take effect upon its passage.

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

He stated he conducted a full Department Head Meeting. He stated they talked about the FY2015 budget.

He stated the underground utilities and powering up almost complete on Fredrick Street.

He stated he held a meeting with the School Department regarding the FY2015 budget.

He stated they held the groundbreaking ceremony for the A.J. Sitkowski School. He stated it was a great event and was very much enjoyed by Webster's seniors.

He stated he would like to congratulate Webster's Ekaterina Pashkevitch. He stated she has been a Webster resident for four years and is a member of the Russian Women's Olympic Hockey Team and is participating in her third Olympics.

He stated he did have a need for Executive Session.

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

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

Old Business

Chairman Keefe stated the Chief of Police would like more time to review the Webster Sailing Association's application for their 2014 racing schedule. She asked to this on the next agenda.

New Business

Mr. McAuliffe stated he received an email from Peter Luchina requesting to be on the Dock/Lake Policies Committee. He stated Mr. Luchina was one of the first people who sent in a letter of interest.

Motion: made by Selectman Miller, seconded by selectman Starzec to appoint Peter Luchina to the Dock/Lake Policies Committee.

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

Chairman Keefe stated the Board received a judgment from the District Court of Dedham attaching Fredo's Inc dba Michael's Place Restaurant liquor license in the amount of five thousand dollars (\$5,000.00). Chairman Keefe stated he isn't in support of this claim.

Motion: made by Chairman Keefe, seconded by Selectman Miller to not support the claim on Fredo's Inc dba Michael's Place Restaurant liquor license.

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 7:45 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.

Selectman Duggan left the meeting before the beginning of Executive Session.

Respectfully Submitted,
Courtney Friedland