

**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, July 11, 2016. Selectman Becker called the meeting to order at 6:30 p.m.

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

Pledge of Allegiance: Vice-Chairman Becker led the Selectmen in the Pledge of Allegiance.

Chairman Bourque entered the meeting at 6:41 p.m.

Public Hearing - Birch Island/Cedar Drive Neighborhood

Ms. Leduc stated she received one written complaint and several phone calls regarding the Birch Island/Cedar Drive neighborhood. She stated some people feel there are issues with that area. Mike Sachetto stated he lived on Cedar Drive and has concerns about the parking. He stated there is a safety issue. He stated parking cars in the empty lots across from Waterfront Mary's is against the Town's By-laws. Selectman Miller stated the houses across from Waterfront Mary's were taken down several years ago. (10+ years) He said there was never any intent to rebuild in those lots. He stated another person owns the property. Mr. Sachetto stated Chris Roberts owns the lots. Tracy Lis stated Chris Robert was not the original owner. She stated she has a very good working relationship with Mr. Roberts in regards to using those lots for parking. Douglas Shoop stated he lives in the area and there has never been an issue with parking. A woman who identified herself as Samantha stated she has lived in the area for about a year. She stated the one way traffic and parking is an issue. She stated she has young children and people speed down the street. She stated there is not a lot of parking spots and that causes a lot of problems. Ms. Lis stated Waterfront Mary's has done their part with hiring police details. She stated people only park around the circle on Wednesday from 5:00 p.m. to 7:00 p.m. She stated she does agree people speed down that road. She stated she wrote a letter to the Safety Committee asking for area upgrades. Selectman Dowgiewicz stated he hasn't heard any complaints about Waterfront Mary's in years. Ms. Lis stated complaints are being filed by one or two people. Lieutenant Shaw stated two details were not filled at Waterfront Mary's. He stated there was miscommunication on his part and will not happen again. He stated he did receive calls from Mr. Sachetto regarding the parking situation. He stated Mr. Sachetto also complained about motor cycles parking out front. Selectman Miller stated the widest point of the road is in front of Waterfront Mary's. Mr. Sachetto stated people are confused when leaving the parking lots. He stated those lots are not zoned for parking. He stated the music is loud and can be heard from a distance. He stated the Town is commercializing a residential zone. Ted Tetreault stated according to the Zoning By-laws a parking lot is paved, marked with lines and has drainage. He stated parking is discretionary with prior use. Ms. Leduc stated patrons of the restaurant are not charged for parking in those lots. Mr. Sachetto stated Ms. Lis is paying the taxes on those lots. Selectman Jolda stated they had a similar issue with Indian Ranch. He stated an engineer determined that the lots could be used for parking as is. Ms. Lis stated she would like if the Safety Committee would allow bikes to park out front of her restaurant. Mr. Pizzetti stated the parking restriction were put into place 10 years ago. He stated at that time they made the street one sided parking only. He stated the spot in front of her restaurant has the restriction of no parking on either side. Ms. Lis stated she is losing customers because they are unable to park their bikes out front. Chairman Bourque stated he would suggest the Safety Committee look at this situation again and give the Board a recommendation. Selectman Miller stated he liked that idea and would recommend having parking restricted to bikes only. Mr. Sachetto stated bikes block half the road. He stated when bikes park there they stick out. Chairman Bourque stated the Board of Selectmen will have this on the next agenda in order to have the Safety Committee's recommendations.

APPROVAL OF MINUTES

Chairman Bourque stated the meeting minutes will be tabled until the next meeting.

FY16 Year End Transfers

Ms. Leduc stated she met with the Finance Committee prior to the Board of Selectmen's Meeting and went through the FY16 year-end transfers. She stated they voted unanimously to approve all of the transfers. She went through the transfers with the Board of Selectmen.

Motion: made by Selectman Miller, seconded by Selectman Dowgiewicz to approve the FY16 Year End Transfers as presented.

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

Sharon Wright McMahon – Appointment to the Webster Planning Board as an Alternate Member

Sharon Wright McMahon came forward. She stated she is a new resident and recently retired. She stated she would love to get involved in the Town.

Motion: made by Selectman Dowgiewicz, seconded by Selectman Jolda to appoint Sharon Wright McMahon to the Webster Planning Board as an Alternate Member.

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

Appointment to the ADA Committee

Michelle Boulay came forward. She stated she suffers from an invisible disability. She stated she believes she would be a valuable asset to the Committee because not everyone has a disability that can be seen. She stated she knows how hard it is to get services that are needed. She stated she would like to help the community better serve those with disabilities.

Motion: made by Selectman Dowgiewicz, seconded by Selectman Jolda to appoint Michelle Boulay to the ADA Committee.

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

Chairman Bourque stated he received an email stating Linda Counoyer would be unable to attend the meeting due to a prior commitment. He stated most everyone in Town knows Mrs. Counoyer as she is very active in the community. He stated she would be a great addition to the Committee.

Motion: made by Selectman Miller, seconded by Selectman Becker to appoint Linda Counoyer to the ADA Committee.

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

Steve Etzweiler came forward. He stated he has an extensive background working with individuals with disabilities. He stated for the last six years he worked in the Human Service field and worked for the Center of Hope for two years. He stated he is currently a Behavior Specialist at Seven Hills.

Motion: made by Selectman Dowgiewicz, seconded by Selectman Jolda to appoint Steve Etzweiler to the ADA Committee.

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

Glenn Krevoski – Conservation Commission Restriction – Sunny Shores Estate – Amendment

Glenn Krevoski and Carlo Panarelli came forward. Mr. Krevoski stated they are seeking to amend the Conservation Restriction of 14.55 acres at the Sunny Shores Estates. He stated this has been fully supported by the Webster Conservation Commission. He stated they need the Board of Selectmen's approval in order to gain the local support needed for change at the State level.

Motion: made by Selectman Dowgiewicz, seconded by Selectman Miller to approve the request to amend the 41.55 acres of a Conservation Restriction located at Sunny Shores Estates.

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

Selectman Becker congratulated Glenn Krevoski and Carlo Panarelli. He stated it is a wonderful development.

Polish American Citizen's Club – Request for Reconsideration for a 3 Day Suspension

Selectman Miller recused himself.

Margaret Kacprzak and Attorney Gary Bridgeman came forward. Mrs. Kacprzak stated since management changed a couple of years ago the PACC has been successfully up and running. She stated they have spent time and money to keep the club open. She stated since last year the club has received a lot of requirements from the Town. She stated the PACC has a feeling that someone wants them closed. She stated the PACC pays a lot in taxes. Attorney Bridgeman stated the PACC has heard the phrase “Shut you down” from the Town way too much. He stated the Board of Selectmen found the PACC guilty of a violation which was wrong. He stated Selectman Becker was wrong in his comments according to the meeting minutes and his judgement was biased. He stated they Board was also wrong with their determining that it was the PACC's fault for a patron to exit the establishment with an open container. He stated they did have people at the doors taking alcohol. He stated he would like the Board to reverse their decision because it was given in error. He stated they have already served their three day suspension. He stated the PACC was not given the police report until after the hearing. He stated he was unable to properly prepare for the hearing. Selectman Dowgiewicz stated he was not in attendance to the first hearing and would suggest having another hearing. He stated he was not aware that the PACC didn't have the police report. Selectman Becker stated he would support having another hearing. He stated that his judgement was not biased. He stated he took into account the totality of the situation.

Motion: made by Selectman Becker, seconded by Selectman Dowgiewicz to have a 2nd hearing for the Polish American Citizen's Club.

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

Selectman Miller returned to the meeting.

Lobster Nook – BYOB Application

Ms. Leduc stated the Lobster Nook filled out their application for a BYOB license. She stated they are looking to have the BYOB license until their Beer & Wine license is approved by the ABCC. She stated the license approval is taking longer than expected. She stated they waved the abutters notification because they currently have a liquor license application pending with the ABCC.

Motion: made by Selectman Dowgiewicz, seconded by Selectman Miller to approve the BYOB license for the Lobster Book.

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

Acting Town Administrator's Report

Ms. Leduc stated FEMA has approved Hazard Grant Program funding in the amount of \$60,323.00 for the Town of Webster to replace the generator located at the DPW facility. She stated this significant award would not have been possible without the efforts of Ms. Meagen Donoghue, Director of Planning and Economic Development.

She stated the Recreation Committee's 2016 Summer Concert Series continues Wednesday, July 13th, with a performance by Mark Mandeville and Raianne Richards. Concerts are held at the

French River Park on Wednesday evenings from 6:30 p.m. to 8:00 p.m. The concert venue will be moved to the Senior Center during inclement weather.

She stated the Town of Webster has transferred its liability, worker's compensation and public safety accident insurance coverage from MEGA (MA Education and Government Association) to MIIA (MA Interlocal Insurance Association) effective July 1, 2016. She stated MEGA served the Town very well and was approached by MIIA's account rep to offer a proposal. She stated the Town will save around \$85,000.00

Motion: made by Selectman Miller, seconded by Selectman Jolda 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 that the "Local Business Forum – Discussion" get tabled until the second meeting in August in order for Pam and himself to meet to set up the guidelines.

Ms. Leduc stated the Board of Selectmen has an Open Meeting Law Violation on August 31, 2015 in which it was found at fault. She stated the Board received copies of a draft settlement agreement with the Attorney General's Office. She stated the Board was issued a \$500.00 fine.

Motion: made by Selectman Becker, second by Selectman Jolda to approve the draft settlement agreement and to authorize Chairman Bourque to sign the final agreement.

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

Earl Gabor came forward. He stated the Finance Committee reorganized earlier that night and he is now serving as Chairman. He suggested that the Chair and Vice-Chair of the Finance Committee and the Board of Selectmen meet with the Acting Town Administrator to have a discussion and try to work out the current problems. Ms. Leduc stated she would still like to have a policy in place because there needs to be something in writing as to how the communication is done between the Finance Committee and the Town Administrator.

Chairman Bourque stated the Davis Street looks beautiful. He asked if they will continue down further with mulch and flowers. Ms. Leduc stated she will get him an update.

Selectman Miller stated he would just like to have on record that he was told he was a member of the PACC and that is why he recused himself from this topic. He stated he was insulted by people insinuating that is in not a member. He stated he has a check to prove that he paid membership dues.

Adjournment

Motion: made by Selectman Miller, seconded by Selectman Dowgiewicz to adjourn the meeting at 7:47 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