

**HOLLISTON BOARD OF SELECTMEN**

July 26, 2010  
7:30 P.M.

Town Hall  
Selectmen’s Meeting Room

Present: Andrew M. Porter, Chairman; William McColl, Vice Chairman; Jay Marsden, Clerk; Paul D. Le Beau, Town Administrator and Andrea Minihan, Administrative Assistant.

**MR. MARSDEN MOVED TO APPROVE THE FOLLOWING WARRANT:**

11-05	GENERAL WARRANT	\$ 62,425.82
	VOIDS	\$ (1,296.25)
	WIRES/MEDICARE (001)	\$ 818.20
	PAYROLL	\$104,312.09
	TOTAL	\$166,259.86

**ACCOUNTANT’S NOTE:**

ACCRUED DEDUCTION LIABILITIES NOT PAID  
\$ 8,841.59

**THE MOTION WAS SECONDED BY MR. MCCOLL. TWO IN FAVOR. MR. PORTER ABSTAINED.**

**COMMENTS FROM THE BOARD**

Mr. McColl reminded everyone about the detour on Highland Street. He also said that Carolyn Dykema, our State Representative is having a family fun day on Sunday, August 8<sup>th</sup> from 2:00 p.m. to 5:00 p.m. at the Historical Society.

Mr. Marsden said that a group from St. Mary’s Church went to Mississippi to help with the clean up and re-building left over from Hurricane Katrina.

Mr. Porter said that September 3<sup>rd</sup> will be the Joey Larracey football game at Kamitian Field. He also said that on Thursday, July 22, 2010, there was a golf tournament in Joey Larracey name. Mr. Porter also said that Celebrate Holliston will be on Saturday September 25<sup>th</sup>. The parade will start at 10:00 a.m. at the Middle School and continue to Green Street.

**COMMENTS FROM THE AUDIENCE**

Jack Blais, Mitchell Road, asked about Restoration of Benefits. Mr. Porter said when it comes up on the agenda they will talk about it but not before.

**BOARD BUSINESS**

Mr. Porter said that a request from the Town Clerk, Jackie Dellicker, has been revised for the Board to sign the State Primary warrant for the ballot on September 14, 2010, from 7:00 a.m. to 8:00 p.m.

**MR. MCCOLL MOVED TO APPROVE THE PRIMARY STATE WARRANT FOR SEPTEMBER 14, 2010. THE MOTION WAS SECONDED BY MR. MARSDEN. ALL IN FAVOR.**

**REAPPOINTMENTS**

In a memo from Treasurer/Collector Mary Bousquet, she is requesting the re-appointment of Linda Stoico as Assistant Collector and Marianne Brigham as Assistant Treasurer.

**MR. MCCOLL MOVED TO RE-APPOINT LINDA STOICO AS ASSISTANT COLLECTOR AND MARIANNE BRIGHAM AS ASSISTANT TREASURER, FOR A ONE YEAR TERM. THE MOTION WAS SECONDED BY MR. MARSDEN. ALL IN FAVOR.**

**MR. MCCOLL MOVED TO APPOINT MARGRET FITZPATRICK AS THE DIRECTOR OF YOUTH AND FAMILY SERVICES, FOR A ONE YEAR TERM. THE MOTION WAS SECONDED BY MR. MARSDEN. ALL IN FAVOR.**

**MR. MCCOLL MOVED TO APPOINT DETECTIVE JAMES WARD AND LISA WATERMAN TO THE YOUTH AND FAMILY ADVISORY COMMITTEE, FOR A THREE YEAR TERM. THE MOTION WAS SECONDED BY MR. MARSDEN. ALL IN FAVOR.**

**MR. MCCOLL MOVED TO APPROVE A ONE DAY BEER AND WINE PERMIT FOR A FUNCTION IN THE UPPER TOWN HALL ON OCTOBER 16, 2010, FROM 6:00 P.M. TO MIDNIGHT. THE MOTION WAS SECONDED BY MR. MARSDEN. ALL IN FAVOR.**

**MR. MCCOLL MOVED TO APPROVE A ONE DAY BEER AND WINE LICENSE FOR THE FIRST CONGREGATIONAL CHURCH FOR A DANCE IN THE UPPER TOWN HALL ON SEPTEMBER 10, 2010, FROM 5:00 P.M. TO MIDNIGHT. THE MOTION WAS SECONDED BY MR. MARSDEN. ALL IN FAVOR.**

**REQUEST FOR RESTORATION OF BENEFITS**

Mr. Porter said that State representative Dykema has been asked to file legislation to restore benefits to Gerry Gallin, widow of John Johnson who was killed in the line of duty in 1981. Mr. Porter said that when she re-married she lost Officer Johnson's benefits. The laws have changed, and now she is divorced and has asked for the benefits, to be restored. Mr. Porter said that this is not a decision of the Board but of the Legislature. Mr. McColl said that the support of this is the right thing to do.

**MR. MCCOLL MOVED TO SUPPORT THE RESTORATION OF BENEFITS TO GERRY GALLIN. THE MOTION WAS SECONDED BY MR. MARSDEN. ALL IN FAVOR.**

Mr. Porter said that at the August 9<sup>th</sup> meeting he would like to have a discussion about hiring a new Police Chief. He said that Lieutenant Edison has been the Acting Chief.

He said that we have the option of bringing in a search committee or promote from within. Mr. Marsden said that he would like to talk about budgets sooner rather than later. Mr. Porter said that he, Mr. Le Beau, the Town Administrators from Hopkinton and Ashland talked about the casino. He said that the outcome was a letter. He said that he has been contacted by someone from Medway. They are not in favor of the casino.

Mr. Porter said that he would like to set an all Boards Meeting for September 27<sup>th</sup>.

Mr. Porter asked if anyone wanted to discuss the issue of dogs. Mr. McColl said he believed we have a situation with a non-compliant kennel and suggested that the Board consider taking action. Mr. Porter said that Animal Control was not allowed to inspect the property at 623 Winter Street. Mr. Porter said that we sent a letter to the Levines and we were told that all correspondence is to go to there Counsel. Mr. Le Beau said that State Law and the Town By-law states that the Animal Control Officer has the right to inspect where there is a kennel license. Mr. Marsden asked how many dogs do they have now? Mr. Porter said that he did not know. They will not let Animal Control in.

**MR. MCCOLL MOVED TO REVOKE THE KENNEL LICENSE FOR 623 WINTER STREET, ISSUED TO RONNIE LEVINE. THE MOTION WAS SECONDED BY MR. MARSDEN. ALL IN FAVOR.**

#### **FLOOD MAPS**

Mr. McColl and Mr. Le Beau meet with FEMA about the flood maps. Mr. McColl said that it was a good meeting and it lasted about 2 hours. He said that it could be an expensive study. Mr. McColl said that the area is Mudville, Norfolk Lane and the surrounding area of Lake Winthrop. A resident has volunteered to have an engineering analyses done of the FEMA methodology.

#### **FAIRVIEW AT PINECREST – REQUEST TO ALTER PREMISES HEARING- AT 8:00 P.M., MR. MARSDEN READ THE NOTICE.**

Mr. Le Beau said that in conversation with the Acting Police Chief, he said that it is not a good idea to serve beer on the golf course. Mr. Porter said that the abutters were notified and a hearing notice was put in the newspaper. Joanna Rossi, who runs the Fairview at Pinecrest, was present to ask permission to extend her liquor license to have sales on the parcel that includes the first and 9<sup>th</sup> through 18<sup>th</sup> holes. She said that many golfers just bring their own beer. She said that they can't control it. Ms. Rossi said that the law changed in 2009 allowing liquor sales on golf courses. She said that she has spoken with the ABCC and they have not had a single complaint. She said that there were two golf outings booked that cancelled because there was no beer sold on the course. She said that she will make sure that the service is safe and all servers on the cart will be TIP certified. She said that service will be limited to between the ninth and tenth hole. Service will not start until 11:00 a.m. Monday through Saturday and noon on Sunday, and will end at sunset. She also said that they will have a two drink per person limit. She said that there will be a trash barrel to collect the cups and it will be emptied every day. She said that if she or her Mother were not at the (restaurant) golf course, the

cart would not go out. She said that with the expansion of the liquor license, they can expand their business.

Ms. Rossi passed out a petition with 150 signatures of golfers that would like to have beer sales on the course. Mr. Porter said that Ms. Rossi had an informational meeting to discuss the sale of beer on the course. She said that only a few people attended the July 22, 2010, informational meeting. Mr. McColl asked if there were any liquor violations at Pinecrest. Mr. Le Beau said no violations were reported by the Acting Chief. She said that she and the manager of the golf course should be monitoring beer on the course.

#### Comments from the audience

John Moore, 183 Mill Street, said that his property abuts the 15<sup>th</sup> tee and he said that there is alcohol consumed on a daily basis. He has not seen any problems.

Steve Stone, Oak Street, asked if there was any revenue to the Town by the sales? Ms. Rossi said she would give \$1,000.00 spaced May through September.

Debbie Moore, 183 Mill Street, and Chair of the Golf Course Advisory Committee, said that she has spoken with Mr. Le Beau and was told that Mr. Harrison who runs the golf course, is opposed to sales on the course. She said that the Advisory Committee did a survey of other courses to see which ones sell alcohol on the course and if there had been any problems. She said that they surveyed 74 golf courses. And out of the 74 course 59 served alcohol which is 80%. She said that out of the 74 courses surveyed 15 did not sell alcohol which is 20%. Mr. Porter asked how many of the golf courses were Town owned? Ms. Moore said several. Ms. Moore said that the Golf Course Advisory Committee took a vote tonight on whether to sell alcohol on the course or not. She said that four members were present and the vote was three in favor, and one abstained. The balance of the committee had prior commitments and could not attend.

Larry Wise, 19 Beatrice Lane, Golf Course Advisory Committee said Mr. Smith for the Committee spoke with a Selectmen about this.

Jim Martin, 233 Mill Street, said that he goes to the restaurant often, they do a good job, and he would like to see them succeed. He said that this is a way to improve revenues.

Jack Blais, 25 Mitchell Road, asked what is the worst case? If you grant them the license and there are problems, the Selectmen have the right to revoke the license.

Pat Duffey, 5 Regency Drive, she asked about liability issues from inside the clubhouse or out on the course. Mr. Porter said there is no difference, it is the same. Ms. Duffey said that she is in favor, and would like to see the restaurant succeed.

Bill Stickney, 86 Church Street, said that golfers are drinking now on the course and it should be allowed.

**AT 8:20 P.M., MR. MCCOLL MOVED TO CLOSE THE HEARING. THE MOTION WAS SECONDED BY MR. MARSDEN. ALL IN FAVOR.**

**MR. MARSDEN MOVED TO APPROVE THE EXTENSION OF THE LIQUOR AT PINECREST FOR THE PARCEL THAT INCLUDES THE 1<sup>ST</sup> AND 9<sup>TH</sup> THROUGH THE 18<sup>TH</sup> HOLE. THE MOTION WAS SECONDED BY MR.**

**MCCOLL.** Mr. McColl is concerned and would like to have some feedback from the acting Chief. Mr. Marsden said that they are keeping the sales in one area it should be

easy to keep watch. Mr. Porter said that they did get one letter of complaint from an abutter and she was not in favor of the sale of alcohol on the course.

Mr. Marsden said that we have a successful business and they seem to be doing well and we need to support them and keep it going. He said that they are doing a good job. He did say that there is only one way in and one way out.

Mr. Porter said that he is hung-up on the enforcement. There will have to be a better way to keep watch. Mr. Porter said that Mr. Harrison should not have a blind eye when it comes to golfers drinking on the course. Mr. Porter said that if this were to happen because of his reservation regarding municipal liability he would have to say, in the past with several other business that you will be held at higher scrutiny because the golf course is Town owned. Mr. Porter also said that if the law is broken the police will be involved. Mr. Porter said that you may want to go walk in the parking lot and tell the golfers that there is no drinking allowed in this area. Mr. Porter said that he does want the golf course to succeed. ALL IN FAVOR.

Mr. Le Beau said that the Selectmen will sign form 43C and then the application will forward it to the ABCC. They will review it and get back to the Town.

**AT 8:31 P.M. MR. MCCOLL MOVED TO ENTER INTO EXECUTIVE SESSION TO DISCUSS COLLECTIVE BARGAINING REGARDING STRATEGY WITH THE HOLLISTON POLICE ASSOCIATION. THE MOTION WAS SECONDED BY MR. MARSDEN. A ROLL CALL VOTE WAS TAKEN.**

**MR. PORTER SAID A PUBLIC DISCUSSION MAY HAVE A DETRIMENTAL EFFECT ON THE TOWN'S BARGAINING POSITION**

	AYE	NAY
Mr. Porter	X	
Mr. McColl	X	
Mr. Marsden	X	

**MR. PORTER SAID THE EXECUTIVE SESSION WOULD LAST APPROXIMATELY 10 MINUTES AND THE BOARD WOULD RETURN TO OPEN SESSION ONLY TO SIGN DOCUMENTS PREVIOUSLY APPROVED.**

**AT 8:45 P.M., THE BOARD EMERGED FROM EXECUTIVE SESSION AND MOVED TO ADJOURN.**

Respectfully submitted,

Donna A. Muzzy

approved\_\_\_\_\_

