



## Minutes of the Meeting of the Board of Selectmen

Date: Wednesday, November 13, 2013  
Time: 6:00 p.m.  
Place: McCourt Social Hall Memorial Town Hall, Spencer, MA  
Present: Chair Woodbury, Vice Chair Berthiaume, Clerk Stevens, Members Fritze and Pepe and Administrator Gaudette.

At 6:12 p.m. Chairman Woodbury called the meeting to order and led the Pledge of Allegiance.

### Citizen Input

Donald McHugh of 17 Summit St expressed concern about the new winter parking ban on Summit St. He said there is not enough room to park on the odd numbered side of the street and asked if residents could park partially on the sidewalk.

Gloria Davis, also of Summit St. asked the Board to review the ban noting that Summit is a unique street.

Selectmen Fritze explained the street is too narrow for parking on both sides in the winter, resulting in the need for a parking ban. The Board will review with the Highway Department and make a decision at the next meeting.

### Communications

None

### New Business

#### **6:15 p.m. Public Hearing for Annual Licenses for Calendar Year 2014 Class II, Class III, and Gravel Permit Operations**

Chairman Woodbury opened the hearing at 6:27 p.m. He asked for public comment. No one came forward. The hearing was closed at 6:29 pm.

*A motion to approve the Gravel License renewals (listed below) (Berthiaume / Fritze) passed 5/0.*

- Bond Construction, North Spencer Road and Cranberry Meadow Road locations, with the condition that they comply with ZBA Permit Conditions.
- David Vandale, with the condition that they comply with ZBA Permit Conditions and obtain a Request for Determination with the Conservation Commission before continuing with any further clearing.
- Stan Kaitbenski, with the condition that they comply with ZBA Permit Conditions, and continue to provide a bond in the amount of \$20,000.00.
- Leo Aucoin, with the condition that they comply with ZBA Permit and ODIS stipulations.

- Robert Moschini, Royal Crest Farm LLC, with the condition that they comply with the ZBA permit.
- William Casey Estates, LLC, with the condition that they comply with ZBA permit and Conservation Order of Conditions.
- Zukas, with the condition that they comply with ZBA permit and Conservation Order of Conditions.

*A motion to approve the Class II renewals (listed below) (Berthiaume / Fritze) passed 5/0.*

- Brian's Auto
- Dennis' Auto Sales
- Easy Way Auto
- Main Street Auto Sales
- Hilltop Auto Sales
- Ronald Brown Auto Sales
- Ragsdale Auto, Inc.
- Small Car Clinic (16 Main Street)
- Small Car Clinic (116 Main Street)
- Spencer Motor Sales
- Straight Line Auto

Mr. Woodbury reviewed the sales book owned by Spencer Motor Sales and noted everything was in order.

*A motion to approve the Class III renewals (listed below) (Berthiaume / Fritze) passed 5/0.*

- Durgin's Valley Garage

#### **Annual License/Permit Renewals for Calendar Year 2014**

*A motion to approve the Class I renewals (listed below) (Berthiaume / Pepe) passed 5/0.*

- Ahearn Equipment, Inc.
- Klem Tractor, Inc.
- Barnstorm Cycles

*A motion to approve the Alcohol License renewals (listed below) (Berthiaume / Pepe) passed 5/0.*

- American Legion
- Bayberry Bowling
- Black & White Pizzeria & Grill
- Chef Sau
- Country Spirits
- Kaboodle's
- Liquor Barn
- Mexicali Grille

- Spencer Country Inn
- Spencer Fish & Game
- Spencer Package Store
- Drake Petroleum dba Xtra Mart
- Zukas Hilltop Barn

*A motion to approve the Alcohol License renewals (listed below) contingent upon the receipt of a Certificate of Insurance (Berthiaume / Fritze) passed 5/0.*

- Ethier's Café
- Charlie's Diner
- Vijay Convenience

Mr. Pepe noted that the Alcohol License report issued by Chief Darrin indicates issues with arrests in certain establishments. Mr. Gaudette explained that unless there is a violation by the ABCC, it is difficult to segregate. There have been issues at Granville's Pub. The owner will be asked to attend the November 25<sup>th</sup> meeting to explain the police report activity.

Note: Knights of Columbus did not submit paperwork in time to be part of this hearing. Granville's Pub will be reviewed at the November 25<sup>th</sup> meeting.

*A motion to approve the Common Victullaer License renewals (listed below) (Berthiaume / Fritze) passed 5/0.*

- Big Y Foods
- Camp Marshall
- Cumberland Farms
- Dairy Queen
- Dippin' Donuts
- D & S Diner
- Edible Arrangements
- Five Loaves
- Hess Express
- Kosta's Cafe
- McDonald's
- Price Chopper
- Red Maple Inn
- Spencer Pizza House
- Spencer Produce & Deli
- Subway
- Thibault's Country Store
- Two Chefs
- Toupin's Catering
- Village Pizza
- Cistercian Abbey of Spencer
- First Congregational Church

- Mary, Queen of the Rosary
- United Methodist Church
- St. Joseph Abbey Guest House
- American Legion
- Black & White
- Drake Petroleum d/b/a Xtra Mart
- Ethier's Café
- Kaboodle's
- Knights of Columbus
- Mexicali Grille
- New Fortunes, d/b/a Chef Sau
- Spencer Country Inn
- Spencer Fish & Game
- Turner's Catering, d/b/a Charlie's Diner
- Zukas Hilltop Barn

*A motion to approve the Inn Keepers License renewals (listed below) (Berthiaume / Fritze) passed 5/0.*

- Shari Alexander d/b/a The Red Maple Inn
- Spencer Country Inn
- Zukas Hilltop Barn

*A motion to approve the Amusement License renewals (listed below) (Berthiaume / Fritze) passed 5/0.*

- Bayberry Bowling
- Richland Vending Industries (Price Chopper)
- Granville's Pub
- Ethier's Café

*A motion to approve the Lodging License renewals (listed below) (Berthiaume / Fritze) passed 5/0.*

- South Middlesex Non-Profit Housing Corporation (Liberty Guest House)
- Lismorris, LLC (126 Main Street)

Mr. Pepe noted that there were four arrests at Lismorris, which is a rooming house. He expressed concern over renewing their license. Administrator Gaudette advised the Board to renew the license, but to watch for any increase in police activity.

*A motion to approve the General License renewal (listed below) (Berthiaume / Fritze) passed 5/0.*

- Mohegan Council, Inc., Boy Scouts of America

*A motion to approve the Entertainment License renewal (listed below) (Berthiaume / Fritze) passed 5/0.*

- American Legion
- Bayberry Bowling Center
- Black & White
- Chef Sau
- Granville's Pub
- Spencer Country Inn
- Spencer Fish & Game
- Mexicali Grille
- Zukas Hilltop Barn

*A motion to approve the Junk Dealer License renewal (listed below) (Berthiaume / Fritze) passed 5/0*

- Comier Jewelers
- William Ekleberry, Jr.
- J & M Collectibles
- The Gathering Place
- Thibault's Country Store
- Laptop/PC Repair

**Action Item: Approve 2:00 a.m. closing on New Year's Eve for establishments with pouring licenses**

*A motion to approve the 2:00 a.m. closing on New Year's Eve for establishments with pouring licenses (Pepe / Berthiaume) passed 5/0.*

## **Old Business**

### **Discussion: SEBRSD Budget Update (MA DESE Review Process)**

Administrator Gaudette reported that he met with representatives from the Department of Education today, along with Chairman Woodbury and Vice Chair Berthiaume to report on steps the Town has taken to work with the SEBRSD on a Budget situation. A decision by the State is expected next week.

Mr. Stevens commended the Administrator on the thoroughness of the report he submitted to the State.

## **Town Administrator Report**

### **SEBRSD Budget Assessment and General Government Budget Implications**

Administrator Gaudette reviewed the budget calendar and FY14 amended budget recommendations. In addition to reductions in general operating expenses, he proposed

using \$400,000 in free cash to offset the deficit. Services will be re-examined in spring to determine which to provide, or whether or not ask for an override during the budget process. He tried to minimize cuts to services. The Board will vote on the budget at the November 18<sup>th</sup> meeting.

### **Draft Special Town Meeting Warrant**

Administrator Gaudette reviewed the draft Warrant which includes thirteen articles. He will add the medical marijuana article before the Board closes the Warrant at the next meeting.

### **Board Liaison Reports**

Chairman Woodbury noted that Mr. Stevens, Mr. Berthiaume, Mr. Pepe, and himself, all participated in the Veteran's Day Parade. Mr. Pepe and Mr. Berthiaume also attended the Veteran's Dinner.

Mr. Pepe reported that the Sugden Block Sale Committee will hold a public hearing in January.

Mr. Berthiaume attended a recent Planning Board Meeting where they approved zoning for marijuana dispensary locations, which included the center of Town. The Board is opposed to this type of zoning in the center and will not vote in favor of the article at Town Meeting.

### **Citizen input**

None

### **Board Member and Staff Comments**

The meeting adjourned at 8:11 p.m. All were in favor.

Respectfully submitted,

Brenda Savoie  
Administrative Assistant

### **Referenced Materials:**

Annual License Renewal Documents  
FY14 Budget Recommendations  
Draft Special Town Meeting Warrant