



## Minutes of the Meeting of the Board of Selectmen

Date: November 13, 2017 – Business Meeting  
Time: 6:00 p.m.  
Place: McCourt Social Hall, Memorial Town Hall, Spencer, MA  
Present: Chairman Pepe, Vice Chair Woodbury, Clerk Monette,  
Members Stevens and Hicks, and Interim Administrator Ross

At 6:00 p.m. Chairman Pepe called the meeting to order and led the Pledge of Allegiance.

### Announcement

**Any members that are participating remotely in accordance with Regulation 940, CMR 29.10 of the Open Meeting Law**

None

### Minutes:

#### **Vote to Approve Meeting Minutes**

*A motion to approve the minutes of the Business Meeting of October 23, 2017 as amended (Hicks/Woodbury) passed 5/0.*

*A motion to approve the minutes of the Special Meeting of October 30, 2017 (Hicks/G. Woodbury) passed 5/0.*

### Citizen Input

None

### Communications:

None

### New Business:

**6:05 p.m. – Public Hearing: Annual License Renewal Hearing for Class II Auto Dealers, Class III Auto Salvage, and Gravel Permit Operations for Calendar Year 2018**

*At 6:05 p.m. a motion to open public hearing for Class II, Class III, and Gravel License renewals (Hicks/G. Woodbury) 5/0 passed.*

There were no comments from the public.

A motion to close the hearing at 6:06 pm (Hicks/Woodbury) passed 5/0.

Chairman Pepe reported that the public hearing portion of the meeting is for Class II, Class III, and Gravel Permit Licensees. All others will be part of the regular meeting.

### Gravel License Renewals

Dr. Hicks expressed concern with the Kaitbenski Gravel Pit not having a gate to prevent vehicles from driving in and also has concern with the overall condition of the Pit noting that Conservation Agent Margaret Washburn indicated in her report that if that if this Pit is abandoned, reclamation must occur, otherwise there will be a big mess left for the Town. He wants a document from the Licensee stating that a gate will be installed and reclamation will take place.

Mr. Ross noted the license may be approved with conditions that include a plan to repair, or approval may be held off and Mr. Kaitbenski invited to future meeting for further discussion.

Mr. Stevens questioned whether or not gates are a requirement for gravel pits.

Mr. Monette said all pits are regulated through the state and he suggests holding off until the Board can speak with Mr. Kaitbenski.

Karen Hubacz-Kiley of Bond Construction said all gravel pits all governed by the federal government and mine safety.

Mr. Woodbury suggested having Mr. Kaitbenski bring proof of inspection by the mine safety company.

*A motion to approve the following Gravel License renewals as written, with the exception of Kaitbenski (Monette/Hicks) passed 5/0:*

1. Bond Construction, Cranberry Meadow Road
2. Bond Construction, North Spencer Road
3. Bond Construction, 97 Hastings Road
4. Robert Moschini, Royal Crest Farm LLC, 30 Howe Road
5. Leo Aucoin, 89 Cranberry Meadow Road
6. Peter Zukas, 89 Smithville Road

## **Class II**

*A motion to approve the following Class II License renewals (Monette/Hicks) passed 4/0.  
Mr. Woodbury recused himself.*

1. Brian's Auto
2. Car Finders Now
3. Dennis' Auto
4. Easy Way Auto
5. Fernanda's Auto Sales
6. Hilltop Auto Sales
7. Main Street Auto Sales
8. NextGen Auto
9. Ronald Brown Auto Sales
10. Small Car Clinic (322 Main Street)
11. Spencer Motor Sales
12. Straight Line Auto
13. W.R. Central Auto Sales

## **Class III**

*A motion to approve the Class III License renewal for Durgins Valley Garage (Hicks/Monette) passed 5/0.*

## **Class I License Renewals:**

*A motion to approve the following Class I License Renewals (Hicks/Monette) passed 5/0:*

1. Ahearn Equipment, Inc.
2. Klem Tractor, Inc.
3. Barnstorm Cycles

Alcohol License Renewals:

*A motion to approve the following Alcohol License Renewals (Monette/Woodbury) passed 5/0:*

1. Black & White Pizzeria & Grill
2. Charlie's Diner
3. Chef Sau
4. Spencer Country Inn
5. Zukas Hilltop Barn
6. Country Spirits
7. Liquor Barn/Mayank LLC
8. Spencer Package Store
9. Bay Berry Bowling
10. Laney's Variety
11. American Legion
12. Spencer Fish & Game
13. Mexicali Grille
14. Knights of Columbus
15. Xpress Mart
16. Granville's Pub

*A motion to approve the following Alcohol License Renewals with the condition that proof of updated TIPS Certification is provided (Monette/Woodbury) passed 5/0:*

17. Either's Café
18. Yamato Asian Bistro

Common Victualler License Renewals:

*A motion to approve the following Common Victualler's license renewals (Stevens/Hicks) passed 5/0:*

1. Big Y Foods
2. Camp Marshall
3. Dairy Queen
4. Dashboard Diner
5. Dippin' Donuts
6. Edible Arrangements
7. Five Loaves Bakery
8. Speedway
9. Kosta's Café
10. Lincoln Hill Manor
11. McDonald's
12. Pizza Hut
13. Price Chopper
14. Spencer Donuts, Inc. East Main
15. Spencer Donuts, Inc. West Main
16. Spencer Pizza House
17. Subway
18. Thibault's Country Store
19. Toupin's Catering
20. Village Pizza
21. Cistercian Abbey of Spencer-Trappist
22. St. Joseph Abbey Guest House
23. First Congregational Church

24. Mary, Queen of the Rosary
25. American Legion
26. Black & White Restaurant
27. Ethier's Café
28. Granville's
29. Mexicali Grille
30. New Fortunes, d/b/a Chef Sau
31. Red Maple Inn
32. Spencer Country Inn
33. Spencer Fish & Game
34. Turner's Catering, d/b/a Charlie's Diner
35. Yamato Asian Bistro
36. Zukas Hilltop Barn

Innkeeper's License Renewals:

*A motion to approve the following Innkeeper License renewals (Hicks/Monette) passed 5/0:*

1. The Red Maple Inn
2. Spencer Country Inn
3. Zukas Hilltop Barn

Amusement License Renewals:

*A motion to approve the following Amusement License renewals (Woodbury/Monette) passed 5/0:*

1. Bayberry Bowling
2. Granville's Pub
3. Price Chopper
4. Ethier's Café

Entertainment License Renewals:

*A motion to approve the following Entertainment License renewals (Woodbury/Hicks) passed 5/0:*

1. American Legion
2. Bayberry Bowling Center
3. Black & White
4. Mexicali Grille
5. New Fortunes d/b/a/ Chef Sau
6. Granville's Pub
7. Knights of Columbus
8. Spencer Country Inn
9. Spencer Fish & Game
10. Zukas Hilltop Barn

Junk Dealer License Renewals:

*A motion to approve the following Junk Dealer license renewals (Stevens/Monette) passed 5/0:*

1. Comier Jewelers
2. William Ekleberry, Jr.
3. J & M Coins & Collectables

Lodging House License Renewals:

*A motion to approve the following Lodging House license renewals (Monette/Hicks) passed 5/0:*

1. SMOC 126 Main Street
2. SMOC 204 Main Street

**Vote to approve 2:00 a.m. closing on New Year's Eve for establishments with Alcohol Pouring Licenses**

*A motion to approve 2 a.m. closing on New Year's Eve (Woodbury/Hicks) passed 5/0.*

**Action Item: Request of barnstorm Cycles for a One-day Special Alcohol Wine & Malt License for the Barnstorm Winter Open Barn**

Doug and Jake Cutler were present to request a One-day Special Alcohol license for Wine & Malt for their annual Open Barn Event on December 3<sup>rd</sup> from 12 to 7 pm. Doug Cutler said this is a basic event without entertainment.

*A motion approve the request for a One-day Special Alcohol license for Wine & Malt on December 3, 2017 from 12-7 pm (Woodbury/Hicks) passed 5/0.*

**Old Business:**

**Special Town Meeting Warrant Review Draft Motions**

Mr. Ross reported that there are two articles with amendments. Article 8 - Personnel Bylaws: the plan is for the new firefighters to work 42 hours per week and anything over 53 hours per week will result in overtime. Article 10 - Zoning Bylaws: proposed snow removal- this reduces the area to begin in the area where the new street lights are in place. Copies of the amendments will be part of the voter handout at the Special Town Meeting.

*A motion to approve the Special Town Meeting Warrant Amendments as discussed (Hicks/Monette) passed 5/0.*

**Town Administrator's Report:**

Mr. Ross reported:

- Due to the issues with delayed mail delivery, he suggests sending the packet via email on Wednesday and hard copies will be provided to the Board at the meeting. The Board agreed.
- Received preliminary allocation for CDBG funds. A workshop session will be scheduled in December with PVPC to discuss future projects.
- Route 31 project update - Maple St. and Charlton Rd. have base and intermediate paving down, final coat will be done in the spring. Catch basins and curb work need to be done.
- A meeting will be scheduled with the developers of Laureldale Woods and Deer Run to discuss requirements for the next phase.

**Board Liaison Reports**

Dr. Hicks reported that the TASC developed a list of interview questions and will meet on November 30<sup>th</sup>. He also attended the Bixby Road SMOC opening and noted that the apartments are well and the property links to the Rail Trail.

Mr. Stevens met with the DPHS art teacher to discuss displaying student art work at Town Hall. The goal for this project is to be a student driven.

## **Citizen Input**

None

## **Board Member and Staff Comments**

Charirman Pepe wants to schedule a workshop to discuss prioritization of the roads.

Dr. Hicks noted that Spencer's oldest resident, Ms. Mary Madden will be picked up by a cruiser to serve as the Grand Marshall of the Christmas Parade of Lights on December 2<sup>nd</sup>.

Mr. Woodbury reported that the Talk of the Town program will resume on December 4<sup>th</sup>.

The meeting was adjourned at 7:08 pm. All were in favor.

Respectfully submitted,

Brenda Savoie  
Administrative Assistant

## **Referenced Materials**

License Renewal Documents  
STM Warrant Motions