

**MENDON SELECTMEN MINUTES OF MEETING----- August 24, 2015**  
**APPROVED-----September 9, 2015**

Chairman Reil, Selectmen Schofield and Burke and Town Administrator Newman are present in the Upper Town Hall, Mendon.

Chairman Reil called the meeting to order at 6:30 p.m. and led the pledge.

Selectman Burke noted a correction to be made to the April 21 executive session minutes. He was Chairman of the Finance Committee at that time not Mr. Schofield as written. **Selectman Schofield made and Selectman Burke seconded a motion to approve the regular session minutes of March 12 and August 3, 2015 and the executive session minutes of April 21, 2015 as amended releasing only discussion of 41 Kinsley Lane and Blue Wave Capital and the executive session minutes of August 3 not to be released. The motion carried by majority.** Selectman Burke abstained on the April 21 and March 12 minutes.

There were no citizen statements or petitions.

Selectman Schofield read a letter requesting permission to hang a 9/11 tribute banner at the town common/center. The Historical Commission and Planning Board had supplied input regarding deed and zoning by-law restrictions. Ms. Newman said it was also suggested it could be hung on the old fire station. Chairman Reil suggested that the Charles River Bank or Fino property would provide better visibility. Selectman Reil noted voting signs have been placed at the Founders Park. Selectman Schofield recommended, due to the time constraint, to approve placement at the old Fire Station and suggest to Maya that she approach Mr. Fino and Charles River Bank. **Selectman Schofield made and Selectman Burke seconded a motion to allow Maya Simpson to hang a tribute banner (approximately 14' by 2') on Founders Park or on the Fire Station from on or around September 10 until September 30, 2015. The motion carried unanimously.**

Chairman Reil noted that the helmet drive already occurred on August 22. He stated that requests such as this need to come to the Board first for approval. Selectman Schofield made that clear to the primary person coordinating the drive. The Nipmuc Gridiron raised \$2500.

Selectman Schofield read aloud a letter from the Mass. Department of Public Utilities. He believes it would take too much time to do the necessary research in order to comment on the letter. Chairman Reil and Selectman Burke agreed. No action will be taken.

Ms. Willoughby explained that the Alcoholic Beverages Control Commission needs additional information before they can consider the alcohol license application for the General Store's transfer of license. When the application was submitted the future owner informed her that he would only purchase the business if the alcohol license was approved. Since then, she learned that the business had been purchased. She initiated the application of a common victualler license. The new owner plans to submit missing documentation required by the ABCC and the application will come before the Selectmen again for consideration. **Selectman Schofield made and Selectman Burke seconded a motion to grant a Common Victualler License to St. Mark, Inc., dba The General Store, 32 Hastings Street pending return of positive routing slips. The motion carried unanimously.**

Selectman Reil discussed his goal to improve communication. He would like to schedule another meet and greet possibly mid-September. As there is a multi-board meeting with the school district, he would like to consider doing something similar with town boards and committees. Selectman Burke feels it is very important. When he was campaigning, he heard that information may not get disseminated in a timely manner. He feels this would open avenues of communication. He would also like to disseminate

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information through a communication portal. Selectman Schofield suggested having a clearly structured approach to further bring boards together having a strategic focus. He suggested the boards bring their top three strategic goals before the Selectmen potentially October 19. Chairman Reil suggested having one spokesperson for each board. Members discussed Sept 26 for a meet and greet at the Senior Center. *Action: Chairman Reil will confirm whether their meeting space is available.* Selectman Schofield said departments and committees will need official correspondence from the Board to kick off planning for next budget year.

Chairman Reil thanked Lt. Kurczy and Officers Hoar and Pichel for the smooth contract negotiation process. There were some adjustments made. **Selectman Schofield made and Selectman Burke seconded a motion to sign the Mendon Police Association three-year contract effective July 1, 2015. The motion carried unanimously.**

Members discussed fees for applicants who do not apply for an annual license. Discussion will continue after the public hearing.

Chairman Reil opened the public Hearing for the application for a cable license to serve Tower Road. Attorney Bill August provided background information and explained that the State waived the formal license application process. Charter Communications' government relations person informally said he will put the project in the queue. Absent any unforeseen circumstances, it could be wired in a month. Residents will be allowed to get cable, telephone and internet. This does not preclude another cable provider from also providing service. **Selectman Schofield made and Selectman Burke seconded a motion to sign the Abbreviated Town of Mendon Charter Cable License. The motion carried unanimously.**

Discussion continued regarding event fees. Michael Andelman, owner, Phat Brothers, LLC., said Fiesta Shows has changed their route to include towns that have fewer restrictions and fees 'in a responsible way'. David Andelman, owner, Phat Brothers, LLC, added that most towns charge an entertainment fee. The Andelmans confirmed they hire the police details. David said he has discussed fall events with the Police Chief. Ms. Willoughby explained that most entertainment applicants are businesses that have annual entertainment licenses or are non-profit whose fees are waived. Due to residents' noise complaints, Ms. Willoughby said she began using the annual application in order for events to be more precisely described. This created the question of what, if any, fee should be charged for special events. *Action: Selectman Schofield said he needs to speak with Town Administrator offline about fees for events that are not annual.* Selectmen agreed that they did not have enough information to make a decision on town amusement device fees at this time. **Selectman Schofield made and Selectman Burke seconded a motion to grant Entertainment Licenses to EJ Dean for a Carnival at 35 Milford Street on September 10 & 11 from 6:00 p.m. to 11:00 p.m., September 12 from 1:00 p.m. to 11:00 p.m. and September 13, 2015 from 1:00 p.m. to 9:00 p.m. pending return of positive routing slip from the Police Department. The motion carried unanimously.** Ms. Willoughby explained that all other applicable departments had signed off. Selectman Schofield would prefer motions to say a license is granted pending return of all positive routing slips. Mrs. Moniz, 21 Crestview Drive, asked why the license was granted if approval is still pending from a department. Chairman Reil replied that the carnival has been in Mendon twice before. Selectman Burke acknowledged that the applicant is following protocol. Selectman Schofield said he has no doubt the Police Chief will sign off on their procedure as they have been extremely responsible in the past with public safety. He will not have a disorganization issue on our side impinge on them having their event. Mrs. Moniz said the carnival in April had a noise issue. There is no problem when it runs as a drive-in. The Selectmen said they are working on the noise issues. Selectman Schofield asked Chief Horn about meeting with the

building inspector and the Andelmans. Chief Horn replied that they have been trying to schedule a meeting.

**Selectman Schofield made and Selectman Burke seconded to grant Entertainment Licenses to Phat Brothers LLC for the Junk Food Jam at 35 Milford Street on September 5 through 7, 2015 from 11:00 a.m. until 5:45 p.m. pending return of positive departmental routing slips.** Dave Andelman said no band will play music and they will have a couple of rides. He volunteered to have a meeting two or three weeks ago with the concerned residents. If he has a list of dates and times when noise occurred, he will address them. Lawrence Scott, 14 Crestview Drive, provided him with a list. **The motion carried unanimously.**

Lt. Kurczy, Officers Hoar and Pichel signed the police contract. *Action: Ms. Willoughby will scan and send a signed original to Attorney Maccaro.*

Ms. Newman reported she and Selectman Reil met with Amy Fahey, Library Trustee, and Andrew Jenrich, Library Director, regarding opportunities to possibly regionalize with Millville's library. They had concerns but are still moving forward to meet with Millville. Chairman Reil said Millville will put the topic on their agenda for August 31. Selectman Schofield confirmed their meeting is solely for Millville officials. Ms. Newman has by-laws for an Economic Development Committee. The Interim Town Accountant and the Treasurer/Collector have been working on the open Town Accountant position. Selectman Schofield will have increased international travel and would like a phone in this room so he can participate in meetings. He will not be able to attend the September 9<sup>th</sup> meeting. Ms. Newman would like to post the zoning enforcement position. A full board is needed for these discussions. If Selectmen decide to outsource payroll, three quotes will need to be presented to the board on September 9. Discussion of the changes can be done on the September 21 with the Interim Town Accountant.

**Chairman Reil made and Selectman Schofield seconded a motion to enter executive session, under Purpose 3 to the Open Meeting Law, to discuss strategy with respect to collective bargaining with the Town Hall Employees Union, the Mendon Coalition of Police, AFL-CIO Local 188, Mendon Police Civilian's Employees Association & Mendon Permanent Fire Fighters Union as an opening meeting may have a detrimental effect on the bargaining position of the Board of Selectmen and to enter executive session, under Purpose 2 to the Open Meeting Law, to conduct a collective bargaining session with the Town Hall Employees Union and the Mendon Permanent Fire Fighters Union. We will reconvene only to adjourn. A roll call vote is needed. Schofield-aye, Burke-aye, Reil-aye.**

**Selectman Schofield made and Selectman Burke seconded a motion to adjourn at 9:40 p.m. The motion carried unanimously.**

Respectfully submitted,



Diane Willoughby  
Administrative Assistant

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Documents Discussed located in 'Administrative Secretary's' Office:

Regular Session Minutes of March 12 and August 3, 2015

Executive Session Minutes of April 21 and August 3, 2015

Letter from Maya Simpson dated August 10, 2015

Abbreviated Town of Mendon Charter Cable License effective September 1, 2015

Notice of Public Hearing re: Application for Cable Television License to Server Tower Road Mendon by Charter Communications

Letter from Jonathan Goldberg, Elizabeth Lydon, Staci Rubin, Hearing Officers, Mass. DPU dated August 13, 2015

Monday through Saturday and Public Entertainment License Applications, and Licenses, Eugene Dean St. Mark, Inc. d/b/a The General Store Common Victuallers License

Monday through Saturday Entertainment License Application dated August 13 and Sunday Public Entertainment License Application dated August 17, 2015, and Licenses for same-Phat Brothers LLC

Documents Discussed located in Town Administrator's Office:

Contract Between the Town of Mendon and the Massachusetts Coalition of Police, AFL-CIO Local 118 July 1, 2015 through June 30, 2018