

Town Of Norwell
Board of Selectmen Meeting Minutes
March 9, 2016

TOWN OF NORWELL
TOWN CLERK
2016 JUN -6 AM 10:59

RECEIVED

Ellen Allen opened the meeting and introduced Jason Brown, Alison Demong, Peter Smellie and Town Administrator Peter Morin. Chair Gregg McBride called in to participate in the meeting.

*Motion: made by Mr. Brown, seconded by Mr. Smellie, to accept the agenda as written.
Unanimously voted*

Citizen Comments: None

Board of Selectmen Reports: People GIS company gave a presentation to all department heads. They will be sending a proposal this week to the Town Administrator. The Library Project Committee will be on next week's meeting agenda to discuss the RFP for an OPM. The committee is making a site visit tomorrow.

Town Administrator's Report

Mr. Morin described an Article addressing recall with residency requirements that will be included in the Warrant.

7:40pm Public Hearing

Motion: made by Jason Brown, to open the Public Hearing for the application to transfer the Marsh's Inc. Retail Package Goods Store License to sell All Alcoholic Beverages at 104 Washington Street to Norwell Wine and Spirits, Inc., dba Kappy's Fine Wine & Spirits. Seconded by Peter Smellie and unanimously voted

Clerk Peter Smellie read the legal ad into the minutes. Ms. Allen noted for the record that the Town was given copies of all applications, including CORI, and that the information was distributed to all pertinent department heads.

Attorney Gary Thomas represented Norwell Wine and Spirits, dba Kappy's Fine Wine and Spirits, for the transfer the liquor license. He stated that his client has entered into a P&S to purchase this license and lease the current store space. Joseph Selby, owner of Kappy's, and Mark Grabert, new officer, stockholder and manager were present at this hearing. Mr. Thomas stated that he gave notice to all abutters via certified letter about the application for a transfer of this liquor license. He also gave an overview of the qualifications of Mr. Selby, which are excellent. Mr. Selby is a lawyer with public defender as well as private practice experience. He is a member in good standing of

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the Massachusetts Bar Association. All parties met with Chiefs Ross and Reardon last week to address any concerns. If all is approved Mr. Selby would plan to complete the purchase within two weeks. Mr. Selby gave a recap of his timeline. No significant changes to the interior or exterior of the building are planned. The hours of operation will be similar to Marsh's but not identical. Norwell Fine Wine and Spirits would be open on Sundays from 10am-8pm for the whole year.

Mr. Selby thanked the board for their consideration and added that he has significant experience in every aspect of the business as his family has owned this company for four generations. He completely understands the importance of safety in the business of liquor sales, and his stores have had no violations. The company prides itself on good security, and good employee practices will continue to prevail. The company always employs a police detail during high volume sales periods.

Ms. Allen polled the board for questions. Mr. Brown asked if Mr. Selby would be transferring the signage right away. Mr. Selby stated that he will be putting up a banner with the new store name which will comply with all Town signage regulations. Mr. Brown also asked if Mr. Selby thought it would be detrimental to the business to be open on Sundays, to which Mr. Selby replied that he would find it detrimental Not to be open on Sundays. The nature of the business would allow for more relaxed interaction with the customer base in the form of such activities as wine tastings, product research, etc. than busier weekday and Saturday hours. Mr. Brown also asked if Mr. Selby would find it detrimental not to be open on Sundays; per Mr. Selby, yes.

Mr. McBride stated that he has no particular concerns, but noted that Marsh's has been a long term presence in the community. He asked if Mr. Selby would be maintaining the current staff. Mr. Selby answered yes, and noted that he has met with the long term employees and assured them that the strength of the business is in the people. He and his partners want continuity for this high profile business, and also to be a good steward of its excellent reputation for community involvement. Mr. McBride stated that this will be much appreciated in the Town.

Ms. Allen thanked Steve Marsh for his support of Town fundraisers, charities, and other community activities. Mr. Selby indicated that his company plans to continue this community outreach and donations history.

Mr. Morin stated that all pertinent departments were contacted about the transfer of this license, and there were no issues.

*Motion: made by Mr. Brown, seconded by Mr. Smellie, to recommend that the board approve the RPAA license for Norwell Wine and Spirits, dba Kappy's Liquors.
Unanimously voted*

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Motion; made by Mr. Brown, seconded by Mr. Smellie, to close the public hearing at 7:55pm. Unanimously voted

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Assent to Release of Recreation Tax Lien

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The landowner John Kopacz wants to put the property referred to back on the tax rolls, and the existing tax lien will carry over onto the new document. He stated that he acquired this existing land situation which he recapped for the board. This action would allow him to lower his operating costs on the farm by moving this parcel of land to Plymouth County out of MA Land Court. All else would remain the same. He will be happy to allow people to continue to walk the cranberry bog paths and pick blueberries. The board, on behalf of the Town, thanked Mr. Kopacz, and told him to let them know if they can offer any assistance.

Motion; made by Mr. Brown, seconded by Mr. Smellie, that the Town of Norwell, as lienholder of a Recreational Tax lien dated February 27, 1998 with the Plymouth Registry District of the Land Court as Document No. 427591 on the property referenced in the attached Exhibit A, owned by John Kopacz, Trustee of Kopacz Family Real Estate Trust hereby assents to the Property Owner withdrawing the land of said Property from the Registration System under G.L. Chapter 185 section 52. Unanimously voted

Note: All assent documents signed by BOS member present. Mr. McBride will sign when he is next at Town Hall.

8pm Public Hearing – CV License, Little Carmen's, 43 Washington Street

Motion; made by Mr. Brown, seconded by Mr. Smellie, that the board open the public hearing at 8:00pm for the application for a CV license for Little Carmen's, 43 Washington Street. Unanimously voted

Clerk Peter Smellie read the legal ad into the minutes.

Nicole DiGiusto, applicant, is opening a breakfast and lunch café at the former location of Windy City Hot Dogs on Washington Street. She introduced herself and summarized her background for the board. She would like to open in three weeks.

Motion; made by Mr. Brown, seconded by Mr. Smellie, that the board approve the CV license for Little Carmen's, at 43 Washington St., Norwell. Unanimously voted

Motion; made by Mr. Brown, seconded by Mr. Smellie, to close the public hearing at 8:07pm. Unanimously voted

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Creation of a DPW Committee

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The board discussed the possible creation of a DPW committee. The question at hand is; with the Highway Surveyor position opening up, perhaps a committee should explore having a Dept. of Public Works. Mr. Brown asked about potential composition of the committee. Mr. McBride added that in 25 years he has been on 2 committees that addressed the need for this position. The board discussed this research vs. revisiting the topic right now. What should this potentially include? The creation of this department was a recommendation made by Pete Hechenbleikner. Mr. Morin will ask Lynda Allen to research the findings from this earlier research and put this topic back on a future agenda. Ms. Demong would like to bring up the fact that people are pulling papers for this position, and reminded all that the BOS has submitted an Article to make this an appointed position, which may take effect almost immediately after the Town election. All candidates would be welcome to become applicants.

Mooring bylaw Article

Ms. Allen gave a quick recap of the previous discussion of this topic and the changes made to the draft. It was decided to propose eliminating the position of Harbormaster in favor of a Mooring Administrator. References to the state law have been removed, and the Harbormaster term has been replaced with Mooring Administrator. Also discussed was the dissolution of the Mooring Bylaw Committee, but Mr. Molla had asked for input on section 4, and two members have expressed interest in playing a role regarding mooring permits. Mr. Morin reminded all that this is not a standing committee, so it's customary to dissolve it when the task is complete. The BOS could have an open notice and comment period when any citizen can give input on the proposed regulations. Or, the BOS could create an Ad Hoc regulations committee when changes are needed. The board doesn't foresee this bylaw as having continuous changes. All agreed that this committee does not need to continue as they have accomplished their objective. Ms. Allen talked about the Mooring Administrator as an appointed position reporting to the Town Administrator, with which all board members were in agreement. This will be added to the bylaw draft.

Motion; made by Mr. Brown, seconded by Mr. Smellie, to propose this bylaw as Article 20 as amended by the Vice Chair. Unanimously voted

Establishment of a Veterans Gift Fund, and acceptance of a gift

Mr. Morin stated that the Town's Veterans Agent was approached by a resident who wants to give a gift to a fund that would be created to make donations to veterans in need of support beyond what the government provides. The funds could be used in

times of such events as delays in receipt of benefits, holiday time and other times of need. The fund would be administered by the BOS via the Town Administrator and the Veterans Agent. Per Mr. Morin, spending would be recommended by the Agent, and approved by the Town Administrator, who would provide oversight. RECEIVED

Motion; made by Mr. Brown, seconded by Mr. Smellie, to authorize the Town Administrator establish a Veterans Gift Fund in order to disperse gifts as recommended by the Norwell Veterans Agent. Unanimously voted

Upcoming Meetings

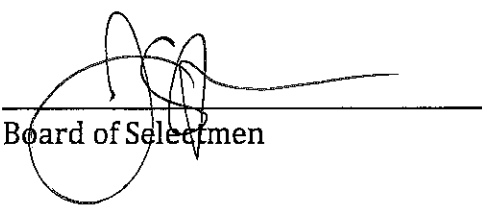
The board discussed various topics for upcoming meetings, including the Library project committee, proposed billboard Articles, the Main Street project, contract with Kearsage on Longwater Drive, the proposed softball fields application to the CPC, and the facilities audit and general needs of the Town. The Warrant goes to the printer the first Monday in April.

Ms. Demong created a presentation for Ticksmart, which is on the AB agenda for next Tuesday at 8pm. She would like to brief the BOS on what the Town would be getting. Ms. Allen suggested putting this topic on the BOS agenda for March 23rd.

Mr. McBride reported that the speaker phone works well, and all board members and Mr. Morin can be clearly heard on the TV broadcast. The board gave kudos to both Dave Sutton and Mr. Morin for their hard work on the sound system at Town Hall.

Adjournment

*Motion: made by Mr. Brown, seconded by Mr. Smellie, to adjourn at 8:35pm.
Unanimously voted*



Board of Selectmen