

Town of Dudley

Board of Selectmen
Highway Commissioners
Cemetery Commissioners

December 12, 2016 @ 6:30pm
Dudley Municipal Complex
71 West Main Street, Dudley, MA 01571
Veterans Memorial Hall – Room 321A
Approved 1/9/2017

Some matters have been taken out of agenda order but were typed up in agenda order for ease of locating information when necessary.

1. Call to Order, Pledge of Allegiance

Jonathan Ruda opened the meeting at 6:30pm. In attendance were Peter Fox, John Marsi and Paul Joseph. Also in attendance were Greg Balukonis, Town Administrator and Michelle Jervis, Administrative Secretary. Steven Sullivan was absent.

2. Acceptance of Minutes:

Peter Fox motioned to approve but not release the Executive Session minutes of 10/25/2016. John Marsi seconded. Unanimous 4-0.

John Marsi motioned to approve the minutes of 11/28/2016 as printed. Peter Fox seconded. Unanimous 4-0.

John Marsi motioned to approve but not release the Executive Session minutes of 11/28/2016. Peter Fox seconded. Unanimous 4-0.

Peter Fox motioned to approve but not release the Executive Session minutes of 12/2/2016. John Marsi seconded. Unanimous 4-0.

3. Appointments/Resignations:

Recreational Marijuana Ad Hoc Committee – John Marsi motioned to appoint Ora E. Finn and Kerry Cyganiewicz to the Recreational Marijuana Ad Hoc Committee. Peter Fox seconded. Unanimous 4-0.

Dudley Police Department – Peter Fox motioned to appoint Officer Tyler Smith on as a permanent appointment effective January 15, 2017. John Marsi seconded. Officer Smith stated that he was a Reservist for six months prior to attending the police academy and has been on probation for a year. All members welcomed Officer Smith to the Dudley Police Department.

Dudley Police Reservists – Reappointments – John Marsi motioned to reappoint the following Police Reservists with a term to expire 12/31/2017 – Officer James Rivera, Officer Derek Peck, Officer Daniel Melhouse, Officer John Glowacki, Officer Robbie L'heureux, Office James Mastrogiovanni, Officer Eric Gulkin, Officer Ryan Kasik, Officer Ryan Matte, Officer Brian Hull, Officer Anthony DiDonato, Officer Jonathan Brooks. Paul Joseph seconded. Unanimous 4-0.

Electrical/ Wiring Inspector – Neil Piasta – Mr. Piasta came before the Board. He stated that he is saddened by the passing of our current Wiring Inspector Karol Gago. He would like to carry on his fine work. He has worked with the clerk in the Building Department and has stratightened out some paperwork and are up to date on inspections. John Marsi motioned to appoint Neil Piasta to the

position of Electrical/Wiring Inspector for the Town of Dudley with a term to expire 6/30/2017. Paul Joseph seconded. Unanimous 4-0.

4. Public Comments/Citizens Comments:

5. “Around Town” – Focus on Local Businesses:

5. Public Hearings:

6. Licensing and Permits:

Council on Aging – Wine and Malt License for Jimmy D’s Italian Luncheons - John Marsi motioned to approve the request from the Council on Aging to have a One Day Wine and Malt License for Jimmy D’s Italian Luncheon on the following dates from 12:00pm to 3:30pm: Friday, January 27, 2017; Friday, February 24, 2017; Friday, March 24, 2017; Friday, April 28, 2017; Friday, May 26, 2017; Friday, June 30, 2017. Peter Fox seconded. Unanimous 4-0.

Liquor License Renewals for 2017: Paul Joseph motioned to approve the 19 All Alcohol and Wine and Malt License renewals as listed on our agenda subject to all departmental and regulatory approvals. John Marsi seconded. Unanimous 4-0. Following is a list of the renewals;

Lach Inc. d/b/a Polish Guards – Club Jigger – 41 Brandon Rd. – Restaurant- All Alcohol
Polish National Alliance of Dudley d/b/a PNA – 214 West Main Street – Club- All Alcohol
Charles Pappas d/b/a Dudley Park n’ Shop – 14 Airport Rd. – Package Store – Wine and Beer
Flynn’s Fine Wine & Spirits – 81 Schofield Ave – Package Store – All Alcohol
Om Shiv Corp. d/b/a Patriot Gas – 251 West Main St. – Package Store – Wine & Malt
Tong V. Nguyen et al d/b/a Kwik Stop – 55 Schofield Ave. – Package Store – Wine & Malt
Nieski, Inc d/b/a Martyrs of Dudley– 119 West Main St. – Package Store – All Alcohol
Dudley House of Pizza, Inc. – 206 West Main St. – Restaurant – Wine & Malt
J&S Blue, Inc. d/b/a Sinnis Pub – 6 Chase Ave. - Restaurant – All Alcohol
Dudley D&C, Inc. d/b/a 21 West – 21 West Main St. – Restaurant – All Alcohol
Jaymini Corp d/b/a State Line Farms – 59 Schofield Ave.- Package Store – Wine & Malt
Eighty Ates Bar & Grill, Inc. – 8 Airport Rd. – Restaurant – All Alcohol
Rosemary Archangel Michael, Inc. d/b/a Big Al’s Pizza Plus – 23 Brandon Rd. – Restaurant – Wine & Malt
STK Tavern , Inc. d/b/a Gaslight Café – 59 Schofield Ave. – General On Premise – All Alcohol
Doldre, Inc. d/b/a Drafters Sports Café – 35 Chase Ave. – Restaurant – All Alcohol
HW Restaurant, Inc. d/b/a Yummy’s Chinese Restaurant – 398 West Main Street/3 Center Rd.- Restaurant – All Alcohol
Sully’s Dog Shack – 184 West Main Street –Restaurant – Wine and Malt
Victoria Lazo d/b/a Dudley Golf Range – 263 West Main Street – General On-Premise – Wine and Malt.
Shree Dashama, Inc. d/b/a West Main Street Liquors – 212 West Main St. – All Alcohol - Package Store.

Common Victualler Renewals for 2017: Paul Joseph motioned to approve the 21 Common Victualler License Renewals for 2017 listed on our agenda subject to all departmental and regulatory approvals. Peter Fox seconded for discussion and asked to amend the motion to state 20 Common Victualler Renewals since Smart Plaza will not be renewing their license for 2017. Unanimous 4-0. The following are the Common Victualler Renewals:

Eighty Ates Bar & Grill, Inc. d/b/a Eighty Ates Bar and Grill– 8 Airport Rd.
STK Tavern, Inc. d/b/a Gaslight Café, Inc. – 59 Schofield Ave
Rosemary Archangel Michael, Inc. d/b/a Big Al’s Pizza Plus – 23 Brandon Rd.
Dudley D&C, Inc. d/b/a 21 West – 21 West Main Street
Jaymini Corp d/b/a State Line Farms – 59 Schofield Ave.
Dudley House of Pizza, Inc. d/b/a Dudley House of Pizza – 206 West Main St.
J&S Blue, Inc. d/b/a Sinnis Pub – 6 Chase Ave.

Kwik Stops – 55 Schofield Ave.
Om Shiv d/b/a Patriot Gas – 251 West Main St.
Polish National Alliance of Dudley, Inc. d/b/a PNA – 214 West Main St.
Subway # 228162 -157 West Main St.
Dunkin Donuts – 269 West Main St.
Cumberland Farms – 180 West Main St.
Leoni's Brick Oven Pizzeria – 59 Schofield Ave.
Sully's Dog Shack - 184 West Main Street
Webster-Dudley Country Club d/b/a Dudley Hill Golf Club - 80 Airport Rd.
Doldre Inc. d/b/a Drafter's Sports Café – 35 Chase Ave.
HW Restaurant, Inc. d/b/a Yummy's Chinese Restaurant – 398 West Main Street.
Jimmy's Pizza – 185 West Main Street
Dippin' Donuts – 32 West Main Street

Orchestra, Entertainment & Amusement Licenses for 2017 (includes pool tables, jukeboxes and videogames): Paul Joseph motioned to approve the eight licenses renewals for Orchestra, Entertainment and Amusements subject to all departmental and regulatory approvals. Peter Fox seconded. Unanimous 4-0. The following are the license renewals for 2017:

D&C of Dudley – 21 West – Jukebox, Pool table, (2) videogames, Orchestra & Entertainment.
Dudley House of Pizza – Jukebox
Eighty Ates Bar & Grill – Orchestra & Entertainment
Lach, Inc. d/b/a Club Jigger – Jukebox, pool table, videogame
Polish Alliance of Dudley, Inc. d/b/a PNA – Jukebox, pool table, videogame
J&S Blue, Inc. d/b/a Sinnis Pub – Jukebox, (4) pool tables, (5) videogames, Orchestra & Entertainment
STK Tavern, Inc. d/b/a Gaslight Café – Orchestra & Entertainment, (1) pool table, Jukebox
Doldre, Inc. d/b/a Drafter's Sports Café – Orchestra & Entertainment

Class I License Renewals – Agents or Seller's License – New Motor Vehicle Licenses for 2017

Paul Joseph motioned to approve the two Class I license renewals for 2017 subject to all departmental and regulatory approvals. John Marsi seconded. Unanimous 4-0. The following are the Class I renewals for 2017:

Robert Zalewski d/b/a New England Choppers – 5 River Court
Sean and Micahel McGee, Inc. d/b/a McGee Toyota of Dudley – 191 West Main Street

Class II License Renewals – Used Cars Dealer's License for 2017

Paul Joseph motioned to approve the 15 Class II license renewals for 2017 as listed on the agenda subject to all departmental and regulatory approvals. Peter Fox seconded. Unanimous 4-0. The following are the Class II renewals for 2017:

Art Cournoyer d/b/a Arts Auto Repair & Sales – 5 West Main Street.
Robert Dubois d/b/a Dudley Motor Sales – 185 West Main Street
Muriel Stelmach & William Stelmach d/b/a Four and One Motor Sales – 90 Schofield Ave.
James E. Audet d/b/a Precision Auto Rebuilders – 243 West Main St.
Henry and Sophia Szydlak d/b/a Henry's Sales and Service – 65 Schofield Ave.
Michael Mayotte d/b/a West Dudley Auto Sales – 22 Southbridge Rd.
Andrew Loconto d/b/a A Lot of Cars, LLC. – 40 Hall Road
Robert Roemer - J.A.R Services, Inc. d/b/a Roemer Motor Coach – 138 West Main Street
John McCarthy d/b/a Affordable Auto Sales – 138 West Main Street
Jack Nassiff d/b/a Nassiff Enterprise, Inc. – 65 Schofield Ave. (side)
Robil Makil - Bethel Auto Sales – 238 West Main Street
Anthony Simpson d/b/a Simpson & Sons Auto Sales – 8 Oxford Ave.
Legal Auto Sales – Christine Brosnihan – 265A West Main Street

S.H. Auto Repairs, LLC – Sebastian Helwig – 120 Schofield Ave., Unit 6
Zyggi Automotive, Inc. - Zbigniew Lasaka – 5 McQuaid Street

Class III – Motor Vehicle Junk License for 2017

Paul Joseph motioned to approve the one Class III license renewal as printed on the agenda subject to all departmental and regulatory approvals. John Marsi seconded. Unanimous 4-0. The following is the Class III license for renewal in 2017:

Sandra Sexton – Proulx’s Used Card – 347 Dudley –Southbridge Road.

7. Public Business:

a. Historical Commission – Request for Letter of Support – Edward Bazinet and Michael Branniff, members of the Historical Commission, came before the Board. They will be submitting a grant application to Massachusetts Archives to erect a memorial on the town common in memory of six civil war soldiers that were imprisoned at the notorious Andersonville prison in Georgia from 1864-1865. This grant will pay for half of the estimated \$6,000 for the memorial. After discussion **Paul Joseph motioned that the Board wholeheartedly endorse the efforts of the Dudley Historical Commission with its preservation project at the town common dedicating to the Dudley residents who were interned in Andersonville and to endorse their efforts to raise the funds to complete their memorial. Peter Fox seconded. Unanimous 4-0.**

b. Town of Dudley – Alcohol and Drug Policy – Mr. Balukonis stated that the policy was drafted by our labor attorneys Mirick & O’Connell and will need to be approved by the Personnel Board and union members. After discussion Paul Joseph motioned that the Board approve the revised town Alcohol and Drug Policy and said document contain the date the Board approved it. John Marsi seconded. Unanimous 4-0.

c. Recreational Marijuana Law – Mr. Balkonis stated that the first meeting of the Marijuana Ad Hoc Committee will be on Thursday, December 15, 2016. He will give his report to the Selectmen next meeting.

d. SWCCC Current Assessment Report – Mr. Balkonis stated that the report has been accepted by the Board of Directors and states that SWCCC is well positioned for expansion. They are looking for additional communities. **Paul Joseph motioned to acknowledge receipt of the SWCCC dated 11/12/2016 and to carry this on to the next meeting in case of in depth discussions and questions the Board might have. Peter Fox seconded. Unanimous 4-0.**

8. Board of Selectmen Comments/Department Head Comments:

9. Town Administrator’s Report:

Mr. Balukonis stated that the bid for the UPS systems has closed and would like the Board to approve Power Solutinos of Barrington, RI. The amount for the turnkey project, including materials and labor is \$49,998.88, \$10,000 less than the amount approved at town meeting. After discusiion **Paul Joseph motioned to support and extend the contract to Power Solutions. John Marsi seconded. Unanimous 4-0.**

10. Adjournment/Executive Session:

Paul Joseph motioned to adjourn from public session at 7:05pm and to convene into Executive Session under M.G.L Chapter 30A §21 (3) –To discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the bargaining or litigating postion

of the public body and the chair to declares regarding the Fire Department and MGL Chapter 30A section 21 (1)(3) regarding litigation with respect to Islamic Society of Greater Worcester v. Zoning Board of Appeals et al, and to take necessary action in relation thereto. Peter Fox seconded.

Roll Call Vote

Jonathan Ruda, Aye

Peter Fox, Aye

John Marsi, Aye

Peter Fox, Aye

Respectfully submitted,
Michelle Jervis, Administrative Secretary