

**Selectmen Meeting  
Minutes  
January 22, 2020**

Chairman Connolly, Selectman Boitoneau, Selectman Devault, Selectman Dziokonski, and Selectman Kerrigan were in attendance. Attendees were Solicitor Gibbons and Town Administrator Ward. Chairman Connolly opened the meeting at 7:00PM.

**Public Comment**

There was none.

**Review of Minutes**

The board received minutes from December 18, 2019 Selectmen's meeting for review and approval. Selectman Kerrigan made a motion to approve minutes as presented. Selectman Dziokonski seconded the motion. The vote was unanimous.

**Liquor License Transfer of Stock Public Hearing 27 High Street**

Chairman Connolly opened the hearing inviting the representative forward. Mr. Jon Paige of the Simple Man Saloon was before the board. He explained he has been in the business partnership for ten years with Michael Cassanto, who has relocated to Maine. At this time he is going to be the 100% owner and would like to transfer the business into his name, including the liquor license. Chairman Connolly opened the hearing for Public Comment, in favor of the transfer, there was none. In opposition of the transfer, there was none. He closed the public hearing. Selectman Dziokonski made a motion to approve the transfer from Michael Cassanto to Jon Paige for Blue Diamond Ventures, Inc. d/b/a Simple Man Saloon. Selectman Kerrigan seconded the motion. The vote was unanimous.

**Liquor License Transfer of Ownership Public Hearing 27 High Street**

Chairman Connolly opened the hearing inviting the representative forward. Attorney Andrew Upton representing Mr. David Fisher and the Greek Fish LLC, Mr. David Fisher and Mr. Albert Sousa were before the board. Mr. Upton explained Mr. Fisher is purchasing the restaurant and plans to continue the operations as they are, there will be no change to the existing restaurant. The manager on file will be Mr. Sousa who has been the general manger for the past 5 years. Chairman Connolly opened the hearing for Public Comment, in favor of the transfer, there was none. In opposition of the transfer, there was none. He closed the public hearing. Selectman Kerrigan made a motion to approve the transfer of ownership held by Ercoli, Inc to The Greek Fish, LLC with Albert

Sousa as the Manager of Record. Selectman Devault seconded the motion. The vote was unanimous.

### **Live Entertainment License Hearing- Clinton Turn Verein**

Chairman Connolly reviewed the board has received a request from Clinton Turn Verein for live entertainment license. There was no representative from Clinton Turners. Chairman Connolly opened the hearing for Public Comment in favor, there was known. In opposition, there was none. Chairman Connolly closed the public hearing. Selectman Kerrigan asked if there will be any change to what they are currently doing. Administrator Ward explained he isn't aware of any, they host small entertainment events. At renewals it was realized they didn't have one when they inquired. Selectman Kerrigan made a motion to approve the request for an Entertainment License to Clinton Turn Verein at 60 Branch Street as requested. Selectman Dziokonski seconded the motion. The vote was unanimous.

### **Jay Meyers Waveseer Host Community Agreement**

Chairman Connolly invited the representatives forward from Waveseer forward. Attorney Emmitt Hayes and Attorney Jay Meyers were before the board. Mr. Meyers reviewed the provisional host agreement has the statutory terms included, the limit of 3% is part of it with small changes. It is largely what the board has in other host agreements. Administrator Ward explained Town Counsel was unable to attend tonight's meeting but has reviewed the agreement working together with the firm and it is similar to the existing host agreements the town has. Selectman Kerrigan made a motion to authorize the Town Administrator to sign the host agreement with Waveseer, LLC. Selectman Dziokonski seconded the motion. The vote was unanimous.

### **Frannie Hodge Mass Central Rail Trail**

Ms. Hodge was before the board with an update on the rail trail land acquisition, she explained she is pursuing a letter of support from the board to include with the grant application and approval of a draft warrant article to be included in the Town Meeting Warrant. She reviewed the preliminary inspection of the tunnel was completed, verbally it was explained it is in great shape for its age. The report will be completed by the end of the month. The tunnel will be part of the acquisition, at first it will be unable to use and a gate will close either end with a fire box provided with keys at either end. The phase 1 environmental study is on hold, they have received quotes for the cost. She explained the acquisition will include the partnership with the town, she has drafted a warrant article to be included on the town meeting warrant. There eventually will be a conservation restriction and trail development completed. Chairman Connolly asked if the article for town meeting is to approve the purchase. Selectman Dziokonski stated yes, the town will be reimbursed the expense. He has walked the trails and they appear well used, even at

this time of year. Ms. Hodge agreed, they are well used by Woodlands residents and visitors of Rauscher Farm. She explained she would like a letter of support from the board to include with grant application. She has sent a draft to the Administrator. Selectman Kerrigan made a motion to authorize the Town Administrator to complete a letter of support for the grant application as presented. Selectman Dziokonski seconded the motion. The vote was unanimous. Selectman Kerrigan made a motion to support the article as presented to be included on the town meeting warrant for the acquisition of property on the Mass Rail Trail as reviewed. Selectman Devault seconded the motion. Under Discussion: Selectman Dziokonski reviewed this is part of long term planning the trail runs from North Hampton to Boston, once it is completed there will be a lot of traffic and the state will have to approve use of the causeway over the dam. Ms. Hodge agreed, she has been working with the Greenway Conservation Trust and taken a lot of time and persistence, it has been decided the best way to pursue is with incremental changes. The vote was unanimous. The board Thanks Ms. Hodge for all of her efforts.

### **Community & Economic Development Director Phil Duffy**

Community & Economic Development Director Phil Duffy was before the board with an update on the downtown improvement project and to inform the board the award of a complete streets grant award.

#### *Downtown Improvement Project*

Mr. Duffy reviewed the updated design for the downtown project. He explained there will be 67 lights on High and Church Streets which should provide optimal lighting along with landscaping on the streets including trees. There will be an increase to the radius of the sidewalks at the crosswalk areas, with a bump out allowing for a better sight line for crossers making a safer crossing. The areas will be in front of Ciccone Fitness, Zaytoon Restaurant and the corner of Church and High along with Brothers Pizza and the cross walks at Water & Prospect Streets. There should be an increase of 1 to 2 parking spaces overall. The parking near the ramp at the post office will be changed to parallel. Selectman Boisoeneau asked for a timeline on the project. Mr. Duffy reviewed this is the final design it will go out to bid by the end of March. Selectman Devault asked if the High Street bump outs will remain the same, if removed more parking could be provided. Mr. Duffy reviewed they are remaining to allow for deliveries and provide a safer pedestrian crossing. Department of Public Works Superintendent Mr. McGown reviewed more parking may be found at the end of the ally way or areas close to hydrants, the bump outs are necessary. It is critical to provide safe pedestrian crossing. Discussion continued regarding bump outs and decided the business district needs to be pedestrian friendly and accommodate those walking the district.

#### *Complete Streets Grant Award*

Mr. Duffy updated the board back in 2017 he applied to participate in the Complete Street Programs offered by the state. He has learned the town has been awarded \$282,575

from the Complete Streets Program to fund road, sidewalk and street lighting improvement on Water Street from High Street to Main Street. This is a partial award that will require some additional funding for the project. Selectman Kerrigan made motion to authorize the Chair to accept the tier 3 Complete Street Construction Grant. Selectman Boisoneau seconded the motion. The vote was unanimous.

## **Administrative Business**

### Late Night Closings

Chairman Connolly reviewed the following establishments are requesting late night closings for Saturdays in the month of February 2019: Clinton Turn Verein, Crystal Café, Liberty Tavern, Ringside Café, Spruce Street Tavern, The Simple Man Saloon and Polish American Veterans. Selectman Kerrigan made a motion to approve the requests as presented. Selectman Dziokonski seconded the motion. Under Discussion: The board agreed any additional requests be sent for Police Chiefs review and approval. The vote was unanimous.

## **Old & New Business**

### *30 Day Liquor License Renewals*

Chairman Connolly reviewed the Building Inspector has recommended approving annual renewal of the Liquor Licenses that received 30 day renewal except for Simple Man Saloon and The Old Timers he has recommended another 30 Day approval. Selectman Dziokonski made a motion to approve granting Liquor License renewal to Acre Café, Clintons Bar & Grill, Mr. Z's Pizza, Wrong Way Café, Scooby Doo's and Clinton Lodge of Elks for the remaining of 2020. Selectman Kerrigan seconded the motion. The vote was unanimous. Selectman Dziokonski made a motion to extend the 30 day approval an additional 30 days to the Simple Man Saloon and The Old Timers Restaurant as recommended by the Building Inspector. Selectman Boisoneau seconded the motion. The vote was unanimous.

### *Railroad Complaint*

Chairman Connolly reviewed recently a citizen of Pearl Street was before the board to report the conditions of the tracks in that area. Selectman Dziokonski made a motion to send a letter to the railroad informing them of the concerns expressed and asking for an inspection of the tracks in town, to address the concerns. Selectman Kerrigan seconded the motion. The vote was unanimous.

### *Class II Vehicle Limit for 88 Water Street*

Chairman Connolly reviewed the board has received notice from the Building Inspector for the board to review the Class II Motor Vehicle Dealer License for 88 Water Street to establish a vehicle limit for the property. He has inspected the site and recommends a 4

vehicle limit. Selectman Kerrigan made a motion to amend the Class II Dealer license for 88 Water Street to no more than 4 vehicles limit. Selectman Boisoneau seconded the motion. The vote was unanimous.

#### *WekePeke Timber Harvest*

Superintendent of Public Works is recommending the board award the timber harvesting contract to Anderson Timber, Inc., in the amount of \$39,000 paid to the Town of Clinton for timber harvesting at the WekePeke property in Sterling, approximately 28 acres of an area totaling 450 acres. Selectman Dziokonski made a motion to award the tree harvesting contract to Anderson Timber, Inc. in the amount of \$39,000 as recommended by the DPW Superintendent. Selectman Kerrigan seconded the motion. The vote was unanimous.

#### *Dam Removal & Repair Program Grant Award*

Superintendent of Public Works Mr. McGown is recommending the board accept the grant award from the Dam & Seawall Repair and Removal Program in the amount of \$176,250 to cover the design and permitting for the removal of the Upper and Lower Lyne Basin Dams at the WekePeke. Selectman Kerrigan made a motion to accept the grant award as recommended by the Superintendent of Public Works to complete the needed work at the Upper and Lower Lyne Basin Dams at WekePeke. Selectman Dziokonski seconded the motion. Under Discussion: Selectman Devault asked the purpose of the dams. Mr. McGown reviewed they were 2 watershed area in the 1880's the dams were built to hold water back to create a water supply to Clinton. The vote was unanimous.

#### *Liberty Compassion Cannabis Compliance Letter*

Chairman Connolly reviewed the town has received notice from the Cannabis Control Commission that they have completed applications. Administrator Ward reviewed the board had received the same request from Tyca Green. Liberty Compassion is a similar request to become a cultivator and product manufacturer, as part of the process a form completed by the town within 60 days to confirm they have complied with all the local rules and regulations. Administrator Ward reviewed he planned to review with all the departments to ensure all regulations have been followed, and there are no objections. He explained if there are no objections the board can vote to authorize him to sign the form of compliance. Selectman Kerrigan made a motion to authorize the Town Administrator to sign the compliance document for Liberty Compassion for the state once the review has been completed and all conditions and regulations met. Selectman Devault seconded the motion. The vote was unanimous

#### *Finance Committee Transfer for Property Insurance*

Administrator Ward reviewed a Reserve Fund transfer in the amount of \$26,000 is needed for funding to cover an increase in the property insurance premium as a result of recent property valuation adjustments. Selectman Kerrigan made a motion to approve the Reserve Fund Transfer request in the amount of \$26,000 to cover the increase in insurance costs. Selectman Dziokonski seconded the motion. The vote was unanimous.

#### *Finance Committee Transfer for Building Inspection Services*

Administrator Ward reviewed a Reserve Fund transfer in the amount of \$10,000 is needed for funding to complete the final payment for the Interim Building Commissioner services. Selectman Kerrigan made a motion to approve the Reserve Fund Transfer request in the amount of \$10,000 to cover the final payment for the Interim Building Commissioner services. Selectman Boisoneau seconded the motion. The vote was unanimous.

#### *Personnel Evaluation Process Subcommittee*

Chairman Connolly reviewed the board has discussed forming a Personnel Evaluation Subcommittee to be made up of 2 Selectboard members, the Town Administrator, Town Solicitor, a member from Personnel Board and a Town Employee “not a Department Head” He asked for volunteers from the board. Selectman Devault and Selectman Kerrigan agreed to participate.

#### *Human Resource Manager Search Committee*

Administrator Ward reviewed the recruitment phase remains open until filled but there was a submission deadline of January 17. There are between 155 or 160 resumes received. He reviewed the search committee will be 2 board members are Selectmen Devault and Kerrigan, 2 School Committee, the Treasurer, a Personnel Board member and the Town Administrator and School Superintendent.

#### *Draft Cable Licensing Renewal Contract*

Selectman Kerrigan reviewed the committee is waiting to hear back from Comcast on the draft contract. The board will ultimately vote on acceptance as well, it should be a quickly moving process. The franchise fee increase to 5% over 10 years and there will be payment of \$230,000 spread out over the contract, along with expansion of local channels to high definition and an additional channel.

#### *Review of Proposed Film Policy*

Chairman Connolly explained Selectman Devault submitted amended draft with the revisions as reviewed by the board, he asked for the board members feedback. Selectman Dziokonski explained it looks fine and it is a way to avoid “pitfalls” of no more filming in town. He recommends accepting the policy as submitted. Chairman Connolly

agreed thanking Selectman Devault for all the work he put into completing it. Administrator Ward reviewed Mr. Duffy has been approached to allow filming one or two days at the former Gene's Auto, there is a contact to work with. Selectman Boisoneau made a motion to accept the Proposed Filming Policy as presented. Selectman Dziokonski seconded the motion. Under Discussion: Selectman Kerrigan thanked Selectman Devault for completing policy it is a step forward for the board. The board members agreed and appreciate the work of Selectman Devault. Administrator Ward agreed noting the town is prepared for the future. The vote was unanimous.

### **Committee Reports**

#### *Surplus Property Subcommittee*

Chairman Connolly reviewed the board has discussion regarding the surplus properties and the creation of another subcommittee to make recommendation for use or disposal of, determining what the best interest of the town would be. Selectman Boisoneau made a motion to create a subcommittee to review Surplus Properties Use/Disposal. Selectman Kerrigan seconded the motion. The vote was unanimous. Chairman Connolly reviewed members from the board will be Selectmen Bosioneau and Devault, additional member will be Town Administrator and Mr. Duffy along with others if there are any additional recommendations to come.

### **Goals & Objectives**

There was no discussion.

Chairman Connolly reviewed the next schooled meeting will be February 5, 2020.

Selectman Kerrigan made a motion to adjourn the meeting at 8:40PM. Selectman Devault seconded the motion. The vote was unanimous.

Meeting Adjourned,

Joyce A. Corbosiero

Executive Assistant Clinton Board of Selectmen & Town Administrator