

**Selectmen Meeting
Minutes
December 5, 2012**

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

Review of Minutes

The board received minutes from the Executive Session Teacher Union & DPW Union minutes from October 17, 2012 Selectmen's Meeting and November 14, 2012 Selectmen Meeting Minutes, Executive Sessions Landfill Land Purchase and DPW Union Negotiations for review and approval. Selectman LeBlanc made a motion to approve minutes as presented. Selectman Sargent seconded the motion. The vote was unanimous.

Liquor License Transfer Hearing-Liberty Tavern

Chairman Dziokonski opened the hearing for the Liquor License transfer for Liberty Tavern; he invited the applicant to come forward. Attorney Burke came before the board with Scott Slade. Attorney Burke explained Mr. Slade is purchasing the business at 301 High Street, he is requesting the board's approval on the license transfer request and he will be the manager of record. Chairman Dziokonski opened the hearing for questions from the board. There were none. He opened the hearing for public comment in favor of the transfer, there was none. In opposition of transfer, there was none. The hearing was closed. Selectman Sargent made a motion to approve the transfer as requested for 301 High Street to Liberty Tavern Inc, d/b/a Liberty Tavern with Scott Slade as the manager of record. Selectman Dickhaut seconded the motion. The vote was unanimous.

Common Victualler License Hearing - 1175 Main Street

Chairman Dziokonski opened the hearing for the common victualler license for Bryon Tatro d/b/a Similian Thai Bistro he invited the applicant to come forward. Mr. Bryon Tatro was before the board, he explained he has been doing renovations of the old paint store at 1175 Main Street for the last 5 months. It is the perfect location to transform into a restaurant. The infrastructure is good and there is a sprinkler system. He reviewed there is a new fully equipped kitchen and seating for 102 people. Chairman Dziokonski opened the hearing for questions from the board. There were none. He opened the hearing for public comment in favor of the transfer, there was none. In opposition of transfer, there was none. The hearing was closed. Selectman

Sargent made a motion to grant a common victuallers license to Bryon Tatro d/b/a Similian Thai Bistro. Selectman Dickhaut seconded the motion. The vote was unanimous.

Liquor License Transfer & Location Change Hearing-Thai Bistro

Chairman Dziokonski opened the hearing for the Liquor License transfer and location change; he invited the applicant to come forward. Mr. Bryon Tatro was before the board, he explained he is a four year resident of Clinton and has been doing renovations on the 1175 Main Street location for the past five months. He and his wife intend to open as restaurant. He has reached an agreement with the current license holder that he feels is fair opportunity and transaction, he will be responsible for any and all debt attached to license. A liquor license is critical to the restaurant. He reviewed he has experience with working with patrons and alcohol from working in the Marines and his wife has experience from working in Thai Land. Selectman Dickhaut asked if the board has all the legal documents required. Administrator Ward stated yes all the documents have been received on the towns end, the outstanding liens from distributors the ABCC will review and make sure are resolved. Chairman Dziokonski opened the hearing for public comment in favor of the license transfer and change in location. Administrator Ward explained he received a response by mail to the notification sent out to abutters; the VFW is strongly in favor of the new business and welcomes them to the area. Public comment in opposition, there was none. Hearing closed. Selectman Sargent made a motion to approve the license transfer and location change as presented for the DWD Restaurant Group d/b/a Tailgaters Grille to 1175 Main Street, Similan LLC d/b/a Similan Thai Bistro with Bryon Tatro as Manager on record. Selectman LeBlanc seconded the motion. The vote was unanimous. The board wished them luck with new business. Mr. Tatro explained they hope to be open in 2 weeks.

Liquor License Cordial & Liqueur Hearing-The Strand Theatre

Chairman Dziokonski opened the hearing for the Liquor License transfer and location change; he invited the applicant to come forward. Mr. Robert Nierwtz of the Strand Theatre was before the board, he explained he would like to increase his license by offering cordials and liqueurs. Chairman Dziokonski asked Administrator Ward if this is allowed. Administrator Ward explained yes this is allowed under the law and has been approved at town meeting. Selectman Dickhaut explained she is aware Mr. Nierwtz has been working hard and would like to see this enhance the business, she is supporting the request. Chairman Dziokonski opened the hearing for questions from the board. There were none. He opened the hearing for public comment in favor, there was none. In opposition, there was none. The hearing was closed. Selectman Dickhaut made a motion to approve the addition of Cordials and Liqueurs to the existing Beer & Wine

license as presented. Selectman LeBlanc seconded the motion. The vote was unanimous.

FY2013 Tax Classification Hearing – Board of Assessors

Chairman Dzikonski explained the meeting is ahead of the time advertised for hearing. Selectman Dickhaut made a motion to continue out of agenda order, with Administrative Business. Selectman Sargent seconded the motion. The vote was unanimous.

Administrative Business

Late Night Closings December 2012

Town Administrator Ward reviewed the following establishments are requesting late night closings for Saturdays in the month of December 2012: Clem's Liberty Tavern, Clinton Turn Verein, Crystal Café, Old Timer, Ringside Café, Sevi's & The Simple Man Saloon. Selectman Dickhaut made a motion to approve the requests as presented with the Police Chiefs review and approval. Selectman Sargent seconded the motion. The vote was unanimous.

Public Works Monthly Report

Superintendent of Public Works submitted a monthly report relative to the operations of his department for the month of October 2012 for the Selectmen's review and approval. Selectman Dickhaut made a motion to accept the report as presented. Selectman Sargent seconded the motion. The vote was unanimous.

Federal Law Enforcement Fund Transfer

Chairman Dzikonski explained the Police Chief has sent a letter requesting the board's approval for a transfer of \$30,000.00 from the Federal Law Enforcement Fund to the State Law Enforcement Fund. He reviewed the funding will be distributed as follows: 1196.60 on cell monitor equipment, \$6000.00 on new patrol rifles, \$1065.99 on cruiser rifle racks, \$6888.00 on training ammo, \$3832.00 on interrogation room audio/video, and \$11017.41 on evidence purchase. Selectman Dickhaut asked if the Police Department has purchased rifles before. Administrator Ward explained he isn't sure it is his understanding they are replacing them. Selectman Sargent made a motion to approve the transfer of \$30,000.00 from the Federal Law Enforcement Fund to the State Law Enforcement Fund to be expended as described. Selectman Dickhaut seconded the motion. The vote was unanimous.

Reserve Fund Transfer

Chairman Dzikonski review the Police Chief has requested approval of a transfer of \$9,935.00 from the reserve fund. Administrator Ward reviewed the funding will be used to replace a gas heater exchanger at the Clinton Police Department. There are two roof

top units that need repairs and they were not budgeted for. Selectman LeBlanc stated he has reviewed the quote presented for repairs, does the Chief plan to get town more quotes. Administrator Ward reviewed the units are in need of repairs some days there is an odor of natural gas in the building. He will get additional information from the Chief. The board decided to table this request until the December 19, meeting.

Old & New Business

Liquor License Violation

Chairman Dziokonski reviewed Chief Laverdure has sent a request to have a hearing to consider disciplinary action against the Spillway bar located at 212 High Street. Administrator Ward reviewed with board the request is to hold a hearing to allow both sides an opportunity to present facts. The board will then have a chance to review the facts and sort them out. Selectman Connolly made a motion to approve the request made by the Police Chief to host a public hearing. Selectman LeBlanc seconded the motion. The vote was unanimous.

Clinton Youth Football Cheerleader Donation

Chairman Dziokonski reviewed the board received a request from the Clinton Youth Football & Cheerleaders for a donation of support to raise funds for a trip to participate in a national competition to be held in Florida. Selectman Dickhaut made a motion to donate \$250.00 to the Clinton Youth Football & Cheerleaders. Selectman Sargent seconded the motion. The vote was unanimous.

The Item Appeal

Chairman Dziokonski reviewed the board received a request from the Item Appeal for a donation of support to raise funds for people in need in the community. Selectman Dickhaut made a motion to donate \$500.00 or the amount equivalent to the donation made last year. Selectman Sargent seconded the motion. The vote was unanimous.

Clinton Housing Authority Vacancy

Administrator Ward reviewed he received a letter from the Housing Authority Vice Chairman, notifying the board the Chairman of the Housing Authority had passed away. He reviewed when there is a vacancy the statute calls for a joint appointment by the Housing Authority Board and the Board of Selectmen. The letter requests the boards have a joint meeting on December 19, 2012. Selectman Dickhaut made a motion to approve the request made by the Vice Chairman of the Housing Authority for the boards to have a joint meeting on December 19, 2012. Selectman Connolly seconded the motion. The vote was unanimous. Selectman Connolly announced he wanted to acknowledge the service to the town Mr. Thomas McLaughlin and Mrs. Patricia Bonci made, both were long standing board members for the community. He asked for a Selectmen Meeting Minutes December 5, 2012

moment of silence on memory of them both. Board members agreed and Chairman Dziokonski offered condolences to the families.

Recent Selectmen's Holiday Party & Tree Lighting

Selectman Dickhaut acknowledged that the board celebrated another successful holiday party and this year added to the festivities with the caroling and tree lighting. She congratulated Chairman Dziokonski and the Lighting committee for a successful event.

Committee Reports

Christmas Tree Lighting Committee

Chairman Dziokonski agreed it was a great success and hopes to continue the tradition adding to its success year after year. He read a list of donors thanking them for their support to the event.

FY2013 Tax Classification Hearing – Board of Assessors

Chairman Dziokonski opened the FY 2013 Tax Classification Hearing inviting the Assessors forward. Mr. David Baird Chairman of the Assessors along with member Tena Zapantis were before the board. He explained Assessors Halloran was unavailable to attend this meeting. Mr. Baird reviewed a packet of information distributed to the board. He reviewed the current rate is set at 170%. Selectman Dickhaut made a motion to set the FY2013 tax rate at the 165% shift. Selectman LeBlanc seconded the motion. The vote was unanimous.

Cultural District Initiative- Community & Economic Development Director Phil Duffy

Administrator Ward explained Community & Economic Development Director is not in attendance of the meeting at this time. He explained he was planning to ask for the board's approval to establish an exploratory committee to get information and gather data for a Cultural District Initiative grant application. Chairman Dziokonski stated he is familiar with the initiative he attended the public hearing. He explained it will be the downtown area including High Street and the museums, along with the art studio and Sunrise shops. Selectman Connolly made a motion to approve the establishment of an exploratory committee for the Cultural District initiative under the direction of Community & Economic Development Director. Selectman Dickhaut seconded the motion. The vote was unanimous. Selectman LeBlanc made a motion to appoint Chairman Dziokonski to serve on the committee as a representative of the board. Selectman Connolly seconded the motion. The vote was unanimous.

Public Comment

There was none.

Chairman Dziokonski explained there are three Executive Sessions and will not conduct any other business in open session.

Executive Session Article 6 Landfill Land Purchase 7:45PM- 8:01PM

Executive Session Article 2 Landfill Administration Agreement 8:01PM- 8:15PM

Executive Session Article 3 Rifle Range Litigation 8:15PM-8:35PM

Selectman Dickhaut made a motion at 8:36PM to adjourn. Selectman LeBlanc seconded the motion. The vote was unanimous.

Meeting adjourned.

Respectfully submitted,

Joyce A. Corbosiero
Administrative Assistant
Clinton Board of Selectmen