

**Selectmen Meeting
Minutes
May 28, 2014**

Selectman Iacobucci, Selectman Sargent, Selectman LeBlanc, Selectman Dziokonski and Chairman Connolly were in attendance. Attendee was Town Administrator Ward.

Chairman Connolly opened the meeting at 7:00PM.

Review of Minutes

The board received minutes from the April 30, 2014 Selectmen's Meeting for review and approval. Selectman Sargent made a motion to approve minutes as presented. Selectman Iacobucci seconded the motion. Under Discussion: Selectman Dziokonski pointed out the word Soldier was misspelled and needed to be corrected. The vote was unanimous.

Public Comment

There was none.

**Liquor License Alteration of Premises Hearing- 675 Main Street
Proposed Outdoor Patio for Petan Corp d/b/a Scooby Doo's**

Chairman Connolly opened the hearing inviting the applicant forward. Mr. Peter Jakola of Scooby Doo's was before the board with Bar Manager Jodi. Mr. Jakola explained Jodi has been an employee for 18 years. He explained the request is to expand the license to include an outdoor patio. He reviewed he has owned the business for 20 years formally the location was at 626 Main Street, which had an outdoor patio. He shared a sketch with the board of the new proposed patio. He explained the design stating there will be a 6 foot fence all around the area, the top will be lattice work. He explained the floor will be concrete. The area will be 1900 square foot with camera surveillance, for the bar tenders to monitor activity on the patio. Discussion and review of the plans continued, Mr. Jakola explained to the board he presented his plans to the Planning Board and is scheduled for a meeting for their review. He explained he has spoke with the Zoning Board and the Board of Health, he has spoken to the boards and will pursue pending approval here. Chairman Connolly stated he does support the request. He opened the meeting for Public Comment. Mr. Robert Cloutier of 703 Main Street was before the board, he explained his bedroom window abuts the property. He has never complained but he asked if the fence next to his house is going to be taken down, can it be replaced with an 8 foot one. Mr. Jakola agreed. He explained if the door is left open the juke box gets loud, he asked to please keep the door closed. Chairman Connolly asked for additional public comment, there was none. Selectman

Iacobucci made a motion to approve the request for the alterations of premises to include a patio with the stipulation an 8 foot vinyl fence will be installed on the house side where the neighbors abut and the hours for the operations of patio be posted and the patio closes 1 hour before the bar closes. Selectman Sargent seconded the motion. The vote was unanimous. Under Discussion: Selectman Dziokonski stated the approval shall also be pending the other boards review and approval; the Planning Board will review the fence height and make the determination. He encouraged Mr. Cloutier to attend the hearing with the Planning Board. Chairman Connolly stated it is clear the owner is willing to work with the neighbors, if there is an issue he could be called before the board for review. The vote was unanimous.

Class II Dealer License Change of Location- 57 Lawrence Street

Chairman Connolly opened the hearing for change of location for Class II Dealers License inviting the applicant forward. Mr. John W. Bates d/b/a J. Bates & Sons, LLC was before the board with a request for a change of location. Mr. Bates explained he had moved his business location to 57 Lawrence Street. Selectman Sargent made a motion to approve the change of location request as presented. Selectman Iacobucci seconded the motion. Under Discussion: Selectman Dziokonski asked if this request of new address was required to go before the Zoning Board of Appeals for approval. Administrator Ward indicated he will review if ZBA approval is required. The vote was unanimous.

Liquor License Alteration of Premises Hearing- 11 Allen Street

Proposed Outdoor Patio for VFW Post #523

Chairman Connolly opened the hearing inviting the applicant forward. Ms. Christie Grant the VFW bar manager and the VFW treasurer Jody were before the board. Ms. Grant explained the request has been made to because recently the club added an outdoor patio for a smoking area to the back of the club. This request will allow for drinks to be brought out to the area. Selectman Iacobucci asked for the dimensions of the area. Selectman Sargent explained he has seen the area it is very private with a tall fence. Club Treasurer Jody explained they have planted trees on the outside fence line for a noise barrier and they will close the outdoor area 1 hour prior to the scheduled closing, they will install cameras and the area is ADA compliant. Chairman Connolly opened the meeting for Public Comment, there was none. Selectman Sargent made a motion to grant the alteration of premises as presented. Selectman Dziokonski seconded the motion. The vote was unanimous.

Livery License Hearing Continued- 46 Lakeside Avenue

Chairman Connolly invited Ms. Augustine before the board for discussion. He explained he invited Chief Laverdure also for input regarding her application. Chairman Connolly reviewed the board had previously discussed Ms. Augustine's application and have invited Police Chief Laverdure for input regarding the application. Police Chief Laverdure explained Ms. Augustine came over to the station with her application, as part of the process, he runs a RMV report. He reviewed the report goes back 20 years, a lot of the violations were very old and/or dismissed. Only few are current, some are nonpayment of fines. As part of the process an inspection of Ms. Augustine's vehicle was performed. It passed it is a 2009 Toyota in great condition. He explained when looking at the record, there are a lot of administrative entries in his opinion it appears worse than it is. Selectman Iacobucci explained his review shows some violations within the last 2 years. Chief Laverdure explained one was speeding within the last 4 years most of the violations, involved equipment. Selectman LeBlanc stated after review with the Police Chief, he made motion to approve the Livery License application for Ms. Marise Augustine d/b/a The Ride. Selectman Dziokonski seconded the motion. Under Discussion: Selectman Sargent explained he intends to vote no, he isn't comfortable with the violations shown to approve allowing citizens to be taxied around. Chairman Connolly explained he supports the request, he feels the Chief has addressed concerns he had. Selectman Dziokonski stated the vehicle is inspected annually, the Chief explained if any problems the vehicle would be renewed, he feels he has signed others with similar if not worse reports, he is voting with reluctance and concern, but in his opinion having no inspection sticker, isn't a terrible crime. Selectman Iacobucci reviewed with a special livery license the DMV would be notified of any serious infraction to Police, for example 3 violations within one year and a license may be revoked. Administrator Ward reviewed there is no notification of driving infractions. Chief Laverdure reviewed a DMV report is only requested once a year at renewal. The vote was 4/1 Selectman Sargent in opposition.

Oxford House Limited Partnership Loan Refinancing

Chairman Connolly invited the representative to approach the board. Mr. Elias Patoucheas, President of Claremont Development was before the board. He explained to the board he is requesting the board approve the town subordinate their HODAG loan to a new mortgage and extend the date for the lease of the parking lot to coincide with the loan maturity. Selectman Iacobucci stated he didn't see something that shows the town of Clinton is protected, he is aware recently there were some issues with the parking lot maintenance. Selectman Sargent stated he would like the Solicitors review. Administrator Ward explained the Solicitor and Community and Economic Development Director have received copies and will review. He recommended the board if taking action make it subject to the Solicitor's review. Chairman Connolly reviewed he is

aware the organization has been a poor custodian in the past of the parking agreement and maintenance. The board put someone from the organization on notice. Mr. Patoucheas explained the lease does require the company remove snow and maintain, he assured the board this will not happen again. He stated the new loan amount will include funding for capital improvements to the property. Selectman Iacobucci asked for a list to be provided of the intended capital improvements. Mr. Patoucheas explained he will provide a list. Chairman Connolly reviewed he has concerns regarding the town subordinate the loan collected, this will make the town viable to failing to collect on the loan, he reviewed if the town were to act to subordinate this is irresponsible to the agency that gave the funds to the town. Mr. Patoucheas stated there is a lot of in front of the town of Clinton debt, and the intent is to set funding aside for capital improvements. Chairman Connolly explained it is a good plan but the Federal Agency will want their money. Administrator Ward reviewed Mr. Duffy has been approached by another agency to gain access thru the parking area and he would like Mr. Patoucheas to review and discuss with Mr. Duffy. Selectman Dziokonski asked for Mr. Duffy's review on this request. Mr. Duffy stated he has some concerns Discussion continued regarding the concerns and the access for WHEAT to have an easement through the property to access their proposed new building. Selectman Dziokonski made a motion to grant tentative approval of the request pending the review of Town Counsel and Mr. Duffy, to ensure there is a mechanism in place to protect the town and the loan operations. Selectman LeBlanc 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 June 2014: Clinton Turn Verein, Crystal Café, Liberty Tavern, Old Timer, Polish American Veterans, Ringside Café, & The Simple Man Saloon. Selectman Iacobucci made a motion to approve the requests as presented with any additional requests approved sent for Police Chiefs review and approval. Selectman Dziokonski seconded the motion. The vote was unanimous.

Fire Chief Monthly Report

Acting Fire Chief McLaughlin submitted a monthly report of the operations of the department for the month of April 2014. Selectman Iacobucci made a motion to accept the report as resented. Selectman Dziokonski seconded the motion. The vote was unanimous.

Old & New Business

Police Department Reserve Fund Transfer

Police Chief Laverdure has submitted a transfer fund request for \$21,000.00 to cover expenses in the department until the end of the fiscal year. This request is for the funding to be drawn from the Reserve Fund, and if the full amount isn't available in the, remaining amount be withdrawn from the Law Enforcement Fund. Administrator Ward explained \$17,000.00 is available in the Reserve Fund and the remaining \$4000.00 can be covered from the Federal Law Enforcement Fund. Selectman Sargent made a motion to approve the transfer as requested. Selectman Iacobucci seconded the motion. The vote was unanimous.

Law Enforcement Fund Transfer

Administrator Ward reviewed with the board this request has been submitted by Police Chief Laverdure to cover the expenses in the department until the end of the year. The intention is to cover the needed costs by splitting the amount with the two funds. Selectman Dziokonski made a motion approve the Law Enforcement Fund transfer request as presented by the Police Chief for expenses in the department through the end of the fiscal year, this fund can be used to cover the short fall of amount needed from the Reserve Fund. Selectman LeBlanc seconded the motion. The vote was unanimous.

Net Metering Agreement

Administrator Ward explained the Alternate Energy Committee is recommending the board approve a net metering agreement with Hecate Project Company for the town to receive solar credits over the next 20 years that would be valued at approximately \$5.9 million. He reviewed Town Counsel has the final document; the project construction would be late this year. Chairman Connolly congratulated the committee; he knows they have spent a lot of time and effort on saving the town on energy bills.

Administrator Ward reviewed there are issues highlighted in the contract by the Town Solicitor, which have been brought to the committee as concerns. The committee reviewed and feels there are protections in place to cover. Chairman Connolly asked if Town Counsel had no objections to going forward. Administrator Ward agreed stating the Energy Committee has approved. Selectman Iacobucci made a motion to approve the agreement. Selectman LeBlanc seconded the motion. Under Discussion:

Selectman Dziokonski reviewed he may not support, have the objections been resolved regarding the Solicitors review and highlights. Selectman Iacobucci made a motion to table the approval of the Net Metering agreement until the next meeting. Administrator Ward explained that would be a good idea. Chairman Connolly stated the board may approve subject to the Town Counsel final review and input. Selectman Iacobucci

made a motion to approve the net metering agreement subject to the endorsement of Town Counsel. Selectman Dziokonski seconded the motion. The vote was unanimous.

Goals & Objectives

Non Union Compensation Study

Administrator Ward reviewed this has been completed.

Facility Department Study

Administrator Ward reviewed the consultant has met with the Department Heads and did a review of the property and facilities on town. He explained he is waiting for a report back from the consultant.

Emergency Communications System

Administrator Ward reviewed this is an ongoing project, the tower foundation has been poured by the DPW it will take several weeks to cure, a tower should be up by the end of summer. Chairman Connolly reviewed pending town meeting this could be changed.

Annual Employee Review & Evaluation System

Administrator Ward explained the Personnel Board has begun meeting regularly they plan to review the system in place.

Public Works-Sidewalks – Sterling Street Vacant Land

Chairman Connolly reviewed this is an ongoing issue. Selectman Iacobucci asked for the sidewalk snow removal policy be addressed. He would like Superintendent McGown to create a sub committee to create a policy, he will be happy to serve.

Assistant Town Administrator

Chairman Connolly reviewed this is still being researched.

Hotel/Motel Permitting

Administrator Ward reviewed the Board of Health has been working with the Solicitor it has been completed.

Recycle Planning Committee

Selectman Iacobucci reviewed the committee is close to completing its research and they hope to have a report by the end of the summer.

Abandoned Properties Committee

Administrator Ward reviewed this committee has met with representatives from the Attorney General's Office on pursuing with the Board of Health troublesome properties. Notices have been sent out and a response has been generated from some of the owners.

Committee Reports

Veterans Memorial Update

Selectman Iacobucci requested an update on the Veterans Memorial restoration project. Administrator Ward explained he checked in with the vendor 1 week ago, who explained they had the restored plaques and planned to have them up for the Memorial Day weekend. He has spoken to him after the weekend and asked what happened why all of the plaques were not up for Memorial Day and he was told the vendor ran out of time. Selectman Iacobucci asked who is working with the vendor on this project, Town Administrator Ward or Veterans Agent Mr. Copenrath. Administrator Ward explained the Town Hall Renovation Committee authorized the work to be completed. Some of the work had been completed on Sunday but all of the work had not been completed. Selectman Dzikonski reviewed the answer the vendor gave is an inadequate explanation. Chairman Connolly agreed explaining this isn't about the names on the Memorials the subcommittee authorized the proposal of work the vendor presented. The vendor wanted to start the project last year the day before Memorial Day and the committee agreed to have it wait until after the holiday with the expectation the project would be completed for this Memorial Day. The vendor at that time assured the committee that there would be no reason the project couldn't be completed within one year. One year is a sufficient amount of time for this project. Selectman Iacobucci agreed, it is unacceptable this work hasn't been completed within one year. Chairman Connolly asked for an explanation to be persuaded with the vendor. Discussion continued and all of the board members agreed, an explanation from the vendor would be appreciated, they intend to invite them to the next meeting for discussion.

Town Constable Appointment

Selectman Iacobucci stated he is aware the board appointed the Town Constable at a prior meeting, at this time he would like to propose a back up or second constable is appointed. He explained he has concerns if there is only one person appointed they may have limited availability to the town to sign the needed paperwork. Chairman Connolly asked if the proposal is to add an additional constable to the appointments. The board agreed and explained they will solicit interested volunteers until the next meeting on June 11, 2014.

Christmas Lighting Committee

Selectman Dzikonski reviewed the committee has begun meeting to kick off the official preparation for Christmas Lighting. The committee agreed to order all the red bows for the downtown wreaths. They also approved inviting members of Discover Clinton to join the committee to provide input.

Selectman Sargent wished Selectman Dziokonski and Selectman LeBlanc good luck on their upcoming bid for re election. Selectman Iacobucci and Chairman Connolly agreed, they stated it is a pleasure working with them and they hope to continue. Selectman Iacobucci also announced a reminder for all residents to attend the Special Town Meeting to be followed by the Annual Town Meeting that will be held on June 2, at 7:00PM in the town hall auditorium. Chairman Connolly agreed it is important for the 9000 registered voters to come out and review the spending of close to 43 million dollars. The board agreed.

Selectman Sargent made a motion at 8:17PM to adjourn. Selectman Dziokonski seconded the motion. The vote was unanimous.

Meeting adjourned.
Respectfully submitted,

Joyce Corbosiero
Administrative Assistant to the
Clinton Board of Selectmen