

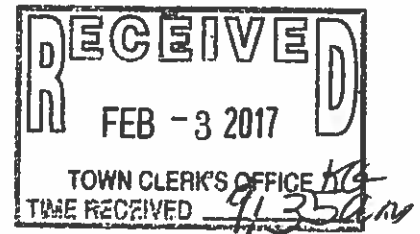


Board of Selectmen
Ware Town Hall, 126 Main Street, Meeting Room

Meeting Notice Agenda
Tuesday, February 7, 2017 at 7:00 p.m.

Meeting Opened

Opening Remarks, Announcements, and Agenda review by Chair



Consent Agenda

- Approval of Meeting Minutes of January 24, 2017 and July 12, 2016, July 26, 2016, August 9, 2016, August 23, 2016, and September 6, 2016

Comments and Concerns of Citizens

Scheduled Appearances

- 7:05 pm Public Hearing: **Gabryel Narutowicz, Inc. for Change in Beneficial Interest, Change in Officers/Directors**

Old Business

New Business

- Approval of One-Day Liquor License for St. Mary's Church, Saturday, February 25, 2017
- Approval of One-Day Liquor Licenses for Workshop 13, Friday, February 17, 2017 and Sunday, February 26, 2017
- Review of License #29 JHN Enterprises, Inc. d/b/a Snow's Restaurant
- By-Law Study Committee per Charter

Town Manager Report

Adjournment

Executive Session: MGL Chapter 30A, Section 21 (a) #3, To Discuss Strategy with Respect to Litigation



Board of Selectmen Ware Town Hall, 126 Main Street, Meeting Room

Meeting Minutes Tuesday, January 24, 2017 at 7:00 p.m.

Present: Selectman Carroll, Selectman Desmond, Selectman Talbot, Selectman Fountain, Selectman Whitney, Stuart Beckley, Mary Midura, Stanley Ciukaj

Meeting Opened by Chairman Carroll at 7:00 pm. Mr. Carroll requested a moment of silence to honor Wayne Higney, former Ware High School teacher, who passed away on January 10, 2017.

Opening Remarks, Announcements, and Agenda review by Chair - none

Comments and Concerns of Citizens

Ms. Darlene Sojka stated her concerns regarding the "Slum and Blight Designation". Ms. Sojka read the list of streets named by the designation. Ms. Sojka questioned the public notice of the December 6, 2016 meeting and the timing of this designation vote. Selectman Desmond stated that he never saw the information until the night of December 6, 2016 and apologized for his vote. Ms. Sojka questioned the plan of this designation and whether the vote could be reversed. Ms. Sojka also questioned whether the funds will be used for commercial properties, how long the designation will really last, and how does the public apply for housing funds from this designation. The Board instructed Mr. Beckley to invite the Community Development Authority and Director to the February 21, 2017 meeting to clarify the information for the benefit of the public.

Consent Agenda

- **Approval of Meeting Minutes of January 10, 2017 and March 22, 2016, April 5, 2016, April 26, 2016, June 7, 2016, June 21, 2016**

Selectman Desmond moved approval of the listed minutes; Selectman Talbot seconded. The motion passed unanimously (5-0).

Scheduled Appearances

- **7:05 p.m. - Presentation by Gandara Center:**

Attorney Richard Maynard, Jeff McGeary, Heather Murphy and Lisa Brecher presented the information regarding the recovery program. Attorney Maynard noted that the Zoning and Building departments have indicated that the proposed use is essentially the same as previous use, and no special permits are needed. The structured program is supervised 24/7, similar to a program in Westfield. DPH is very supportive of the choice of Ware for this program, based on opioid statistics and community need. A February opening is anticipated. The Board of Selectmen instructed Mr. Beckley to forward Attorney Maynard's letter to town counsel for review.

Old Business

- **Update on Process of Fines/Liens for Hitchcock Building, Main Street, and 73 West Main Street**
Mr. Beckley noted that the town was previously supportive of the grant for the Main Street property, but there has been no response from the owner, and a letter has been sent from the town to the state stating the town does not wish to pursue the grant. Properties are going into tax title, a process that typically takes 2 years. The Board of Selectmen instructed Mr. Beckley to provide information at the February 7, 2017 meeting of the next legal steps to be taken.

- **Police Chief Exam Expansion, Request to Expand**

Selectmen Desmond moved that the Board of Selectmen authorize a parallel internal promotional center; Selectman Whitney seconded. The motion passed on a vote of 4 Yes, 1 Abstention (Selectman Talbot).

Selectman Desmond moved to authorize the Board of Selectmen Chairman to sign the delegation agreement; Selectman Fountain seconded. The motion passed on a vote of 4 Yes, 1 Abstention (Selectman Talbot).

New Business

- **Approval retroactively of One-Day Liquor License for Workshop 13, Friends of the Boy Scouts – Sip & Paint, Date of Event: Saturday, January 21, 2017 (Submitted paperwork in order)**

Selectman Talbot moved approval retroactively of the license; Selectman Desmond seconded. The motion passed unanimously (5-0).

- **Approval for Change of Manager Application for License #1 Aspen Street Rod & Gun Club, Inc., Aspen Street, Ware (Submitted paperwork in order)**

- **Proposed New Manager: Michael R. Brown**

Selectman Desmond moved approval of the application; Selectman Whitney seconded. The motion passed unanimously (5-0).

- **Set a Public Hearing for February 7, 2017 at 7:05pm for Gabryel Narutowicz, Inc. for Change in Beneficial Interest, Change in Officers/Directors**

Selectman Whitney moved to set a Public Hearing for February 7, 2017 at 7:05 pm; Selectman Talbot seconded. The motion passed unanimously (5-0).

- **Selectmen's FY2018 Budget**

Selectman Talbot moved to approve FY2018 level-funded budget for the Board of Selectmen; Selectman Whitney seconded. The motion passed unanimously (5-0).

Selectman Desmond expressed concerns regarding the entire budget, noting a hard look and critical review is needed in particular for health insurance costs, use of department vehicles, and roadways.

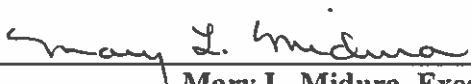
Town Manager: *Stuart Beckley*
sbeckley@townofware.com

Town Manager Report

Mr. Beckley gave his report. The Quaboag Connector has started. The Board requested that a phone message and website message also be posted. Officer Perrault will transfer to the Town of Auburn, having worked 5 years for the Town of Ware. Mr. Beckley noted that the Town of Ware is now in line for a grant for 30% of cost for conversion of street lights; estimated cost of conversion of streetlights is \$300-400,000. Mr. Beckley provided monthly department updates, as requested by the Board of Selectmen.

At 8:25 p.m., Selectman Talbot made the motion to adjourn; Selectman Whitney seconded. The motion to adjourn passed unanimously (5-0).

Attest:



Mary L. Midura, Executive Assistant



Board of Selectmen Ware Town Hall, 126 Main Street, Meeting Room

**Meeting Minutes
Tuesday, July 12, 2016 at 7:00 p.m.**

Present: Selectman Carroll, Selectman Desmond, Selectman Talbot, Selectman Fountain, Stuart Beckley

Meeting Opened by Selectman Carroll at 7:00 p.m.
There was a moment of silence on behalf of Dallas, TX police.

Opening Remarks, Announcements, and Agenda review by Chair

Consent Agenda

- **Approval of Regular Session Minutes of May 3, 2016**
- **Approval of Regular Session Minutes of May 17, 2016**

Comments and Concerns of Citizens

Selectman Desmond noted concerns regarding taxes/real estate values. Referring to a chart of information of use of vehicles, Mr. Desmond state a critical review of municipal government must be done.

Scheduled Appearances

- **7:05 pm Cemetery Commission Joint Meeting**

Ms. Julie Bullock was appointed: at roll call of the Cemetery Commission, voted 2 Yes, 0 No. The Board of Selectmen voted 4 Yes, 0 No.

- **7:15 pm Approval of Liquor License for JRZ Enterprise Inc. dba Hanna Devines Restaurant and Bar, 91 Main Street (all paperwork in order)**

Selectman Talbot moved approval of the application; Mr. Desmond seconded. The motion passed unanimously (4-0).

- **7:15 pm Approval of Class II for Deida Auto World LLC, 2 Vernon Street (all paperwork in order)**

Selectman Talbot moved approval of the application; Mr. Desmond seconded. The motion passed unanimously (4-0).

Old Business

New Business

- **Resignation of Selectman William Cooper**

Selectman Talbot moved to accept; Selectman Desmond seconded. The vote passed unanimously (4-0).

- **Discussion and vote of the Board of Selectman to set Special Town Election**

Selectman Desmond moved to set the Special Town Election for Monday, September 19, 2016; Selectman

Fountain seconded. The vote passed unanimously (4-0).

- **Announcement of opening for Historical Commission**

Selectman Talbot moved approval of announcement; Mr. Desmond seconded. The motion passed unanimously (4-0).

- **South Street School Offer**

Selectman Talbot moved to table; Mr. Desmond seconded. The motion passed unanimously (4-0).

- **Bid Document, Richfield Ave**

Selectman Talbot moved approval of the Request for Proposals; Mr. Desmond seconded. The motion passed unanimously (4-0).

- **Health Insurance Eligibility Policy**

Selectman Talbot moved to table; Mr. Desmond seconded. The motion passed unanimously (4-0).

- **Council on Aging Applications (Forwarded)**

Selectman Talbot moved to table; Mr. Desmond seconded. The motion passed unanimously (4-0).

- **Approval of Special Permit Application for Domestic Violence Awareness Walk**

Selectman Talbot moved approval; Mr. Desmond seconded. The motion passed unanimously (4-0).

- **End of Year Transfers**

Selectman Talbot moved approval; Mr. Desmond seconded. The motion passed unanimously (4-0).

- **Request for Signature, Application Information Form**

Selectman Talbot moved approval; Mr. Desmond seconded. The motion passed unanimously (4-0).

Town Manager Report

At 8:30 p.m., Selectman Talbot made the motion to adjourn to Executive Session MGL 30A, Section 21 (a) #3 Negotiations, Litigation, not to return to regular meeting; Selectman Desmond seconded. The motion to adjourn passed on a Roll Call Vote of 4 Yes, 0 No.

Attest: _____

Mary L. Midura

Mary L. Midura, Executive Assistant

Transcription January 18, 2017 of notes from Selectman Talbot dated July 12, 2016.



Board of Selectmen Ware Town Hall, 126 Main Street, Meeting Room

**Meeting Minutes
Tuesday, July 26, 2016 at 7:00 p.m.**

Present: Selectman Carroll, Selectman Desmond, Selectman Talbot, Selectman Fountain, Stuart Beckley, Stanley Ciukaj

Meeting Opened by Chairman Carroll at 7:00 pm

Opening Remarks, Announcements, and Agenda review by Chair
Selectman Talbot noted the Special Election on September 19, 2016.

Consent Agenda-none

Comments and Concerns of Citizens

Resident Paul Harper questioned the South Street property. Richard Staradoj urged the Board to put deed restrictions, easements, vehicle access to the fields.

Scheduled Appearances

Old Business

- **Discussion on Sale of South Street School**

Selectman Desmond moved to reject the offer of \$90,000 for the property, but to retain the property for future use; Selectman Talbot seconded. The motion passed unanimously (4-0).

New Business

- **Set Public Hearing for RT's Welding Fabrication and Auto Repair, 730 Belchertown Road**
Requesting Class II and Class III licenses for August 23, 2016 at 7:15 pm.

Selectman Talbot moved to set the Public Hearing; Selectman Desmond seconded. The motion passed unanimously (4-0).

- **Announcement of Ware Housing Authority Board Vacancies, Set Joint Meeting Date**

The Ware Housing Authority will meet with Board of Selectmen on August 9, 2016 at 7:05 pm.

- **Appointment, Council on Aging**

Selectman Talbot moved approval of Julianne Cappe for the Council on Aging appointment, effective to June 2019; Selectman Desmond seconded. The motion passed unanimously (4-0).

- **Approval of Special Event Permit Application for Ware Community Theater**

Selectman Talbot moved approval of the permit for A Chorus Line, Town Hall, August 4-7, 2016; Selectman Desmond seconded. The motion passed unanimously (4-0).

Town Manager: *Stuart Beckley*
sbeckley@townofware.com

- **Approval of Special Event Permit Application for Sundays Ware Center Meetinghouse**
Selectman Talbot moved approval of the permit for August 7, 2016; Selectman Desmond seconded. The motion passed unanimously (4-0).

Town Manager Report

At 7:55 pm, Selectman Talbot made the motion to adjourn to Executive Session MGL 30A, Section 21 (a) #3 Negotiations, Litigation, not to return to regular meeting; Selectman Desmond seconded. The motion to adjourn passed on a Roll Call Vote of 4 Yes, 0 No.

Attest: *Mary L. Midura*
Mary L. Midura, Executive Assistant
Transcription per Video 1/10/2017



Board of Selectmen Ware Town Hall, 126 Main Street, Meeting Room

Meeting Minutes

Tuesday, August 9, 2016 at 7:00 p.m.

Present: Selectman Carroll, Selectman Desmond, Selectman Talbot, Selectman Fountain, Stuart Beckley, Stanley Ciukaj

Meeting Opened by Chairman Carroll at 7:00 pm. Mr. Carroll requested a moment of silence for Deputy Chief Retired Firefighter Dan Danitis.

Opening Remarks, Announcements, and Agenda review by Chair

The 2016 Ware Master Plan Public Forum will be Saturday, August 27, 2016 at the Ware Fire Station, 11:00 am – 1:00 pm. The Planning Board Public Hearing will be September 21, 2016.

Consent Agenda-none

Comments and Concerns of Citizens

Cathy Cascio questioned the cost and need for elections on September 8 and September 19, 2016. Selectman Talbot explained that these were not allowed on the primary ballot; special legislation would be necessary. Ms. Cascio questioned the process for a new Police Chief. Chairman Carroll explained that Chief Kovitch would be back on September 1, 2016, and is committed to move the department forward until the next Chief is selected.

Scheduled Appearances-none

Old Business-none

New Business

- **Appointment of Special Police Officers**

Selectman Fountain moved approval of the list of special police officers; Selectman Desmond seconded. The motion passed on a vote of 3 Yes, 1 Abstention (Selectman Talbot).

- **Appointment of Police Officer Jeanine Bonnayer, School Resource Officer**

Selectman Desmond moved approval; Selectman Fountain seconded. The motion passed on a vote of 3 Yes, 1 Abstention (Selectman Talbot).

- **Appointment of Sergeant Chris DeSantis**

Selectman Desmond moved approval; Selectman Fountain seconded. The motion passed on a vote of 3 Yes, 1 Abstention (Selectman Talbot).

Sergeant Crevier noted that two officers have qualifications to take the civil service exam.

- **Discussion of Disposition of South Street School**

Selectman Desmond moved to look for grants/funding, also to take the property off the real estate market; Selectman Talbot seconded. The motion passed unanimously (4-0).

- **Approval of Request for Proposals – Solar Lease**

Selectman Talbot moved to authorize the Town Manager to prepare RFP, with review by town counsel and Board of Health; Selectman Fountain seconded. The motion passed unanimously (4-0).

- **Adoption of Policy – Efficient Fuel Vehicle Purchase**

Selectman Talbot moved to adopt the policy; Selectman Fountain seconded. The motion passed unanimously (4-0). (The School Committee must also adopt the policy.)

- **Approval of Pre-Approved One-Day Liquor Licenses**

Selectman Talbot moved to approve licenses of August 4 and August 6, 2016 for Knights of Columbus; Selectman Desmond seconded. The motion passed unanimously (4-0).

- **Approval of Special Event Permit Application**

Selectman Desmond moved to approve the permit for Nat Falk for September 17, 2016 at Veterans Park; Selectman Talbot seconded. The motion passed unanimously (4-0).

- **Approval of Toll Road Application**

Selectman Desmond moved to approve the permit for Ware Fire Department MS Drive; Selectman Talbot seconded. The motion passed unanimously (4-0).

- **Approve Warrant for State Primary – September 8, 2016**

Selectman Desmond moved to approve the warrant for September 8, 2016 State Primary, 7:00 am – 8:00 pm; Selectman Talbot seconded. The motion passed unanimously (4-0).

- **Approve Warrant for Special Town Election – September 19, 2016**

Selectman Desmond moved to approve the warrant for September 19, 2016 Special Town Election, 7:00 am – 8:00 pm; Selectman Talbot seconded. The motion passed unanimously (4-0).

- **Approval of Common Victualler Application for Hanna Devine's Restaurant**

Selectman Talbot moved to approve Common Victualler license; Selectman Desmond seconded. The motion passed unanimously (4-0).

- **Set Public Hearing for Application of Entertainment License for Hanna Devine's Restaurant (September 6, 2016 at 7:15 pm)**

Selectman Talbot moved to set Public Hearing September 6, 2016 at 7:15 pm; Selectman Desmond seconded. The motion passed unanimously (4-0).

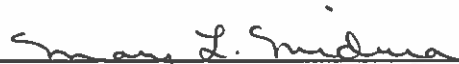
Town Manager: *Stuart Beckley*
sbeckley@townofware.com

Town Manager Report

Mr. Beckley noted DPW prioritization of roads. Maggie Sorel, Building Department Assistant, will retire in September 2016. Two firefighters are moving to other positions. The Master Plan forum is August 27, 2016. Also on that date, Senior Center tag sale 10 am – 2pm, and Knights of Columbus musical event 5:00 pm – 9:00 pm. To move forward regarding the Police Chief, the Board should consider an assessment center or exam and assessment center next May 2017.

At 8:09 pm, Selectman Talbot made the motion to adjourn to Executive Session MGL 30A, Section 21 (a) #3 Negotiations, Litigation, not to return to regular meeting; Selectman Desmond seconded. The motion to adjourn passed on a Roll Call Vote of 4 Yes, 0 No.

Attest: _____



Mary L. Midura, Executive Assistant
Transcription per Video 1/10/2017



Board of Selectmen Ware Town Hall, 126 Main Street, Meeting Room

**Meeting Minutes
Tuesday, August 23, 2016 at 7:00 p.m.**

**Present: Selectman Carroll, Selectman Desmond, Selectman Talbot, Stuart Beckley, Stanley Ciukaj
Absent: Selectman Fountain**

Meeting Opened by Chairman Carroll at 7:00 p.m.

Opening Remarks, Announcements, and Agenda review by Chair - none

Consent Agenda -none

Comments and Concerns of Citizens

Peter Harder questioned an advertisement of Snow's Restaurant "Under New Ownership".

Maggie Sorel questioned the effective date of new water and sewer rates – voted effective July 1, 2016, yet bills for April – June have new rates.

Cathy Cascio questioned when water/sewer bills were due.

Scheduled Appearances

- **7:05 pm Joint Meeting with Ware Housing Authority for Appointment**

Selectman Talbot moved to appoint Jose Anacleto to Ware Housing Authority; Selectman Desmond seconded. The motion passed on a vote of 3 Yes, 0 No, 1 Absent (Selectman Fountain).

New Business

- **Signing of 2016 CDBG Grant**

Selectman Talbot moved to approve the 2016 CDBG Grant; Selectman Desmond seconded. The motion passed on a vote of 3 Yes, 0 No, 1 Absent (Selectman Fountain).

- **Appointment for Ware Historical Commission**

Selectman Talbot moved to approve Laurie Willet to Ware Historical Commission; Selectman Desmond seconded. The motion passed on a vote of 3 Yes, 0 No, 1 Absent (Selectman Fountain).

- **Appointment for Ware Council on Aging**

Selectman Talbot moved to approve Carol Brundige to Ware Council on Aging; Selectman Desmond seconded. The motion passed on a vote of 3 Yes, 0 No, 1 Absent (Selectman Fountain).

Town Manager: *Stuart Beckley*
sbeckley@townofware.com

- **7:15 pm Public Hearing RT's Welding Fabrication & Auto Repair for Class II and Class III Licenses**

The applicants and their attorney were questioned by the Board of Selectmen regarding acreage, number of vehicles, whether the licenses are RMV transfers or new, noise issues and/or need for noise barriers, operational hours, use of a noise reduction fan. One resident spoke highly of the applicants, several residents spoke against noise issues.

Selectman Talbot moved to continue the public hearing for Class II license to September 6, 2016 at 7:15 pm; Selectman Desmond seconded. The motion passed on a vote of 3 Yes, 0 No, 1 Absent (Selectman Fountain).

Selectman Talbot moved to continue the public hearing for Class III license to September 6, 2016 at 7:30 pm; Selectman Desmond seconded. The motion passed on a vote of 3 Yes, 0 No, 1 Absent (Selectman Fountain).

Old Business - none

New Business

- **Application for One-Day Liquor License: Knights of Columbus August 27, 2016 and September 17, 2016**

Selectman Talbot moved approval of the licenses; Selectman Desmond seconded. The motion passed on a vote of 3 Yes, 0 No, 1 Absent (Selectman Fountain).

Town Manager Report

Mr. Beckley noted that the Master Plan Steering Committee forum will be held on August 27, 2016. Planning Board Public Hearing will be held in September 2016. Maggie Sorel, Building Department Assistant, will retire September 1, 2016. Scott Potter has resigned from Waste Water Department. Department of Public Health has postponed and will reschedule a hearing regarding Baystate Mary Lane Hospital.

At 8:14 p.m., Selectman Talbot made the motion to adjourn to Executive Session MGL 30A, Section 21 (a) #3 Negotiations, not to return to regular meeting; Selectman Desmond seconded. The motion to adjourn passed on a Roll Call Vote of 3 Yes, 0 No, 1 Absent (Selectman Fountain).

Attest: 
Mary L. Midura, Executive Assistant
Transcription per Video 1/24/2017



Board of Selectmen Ware Town Hall, 126 Main Street, Meeting Room

Meeting Minutes Tuesday, September 6, 2016 at 7:00 p.m.

Present: Selectman Carroll, Selectman Desmond, Selectman Talbot, Selectman Fountain, Stuart Beckley, Stanley Ciukaj

Meeting Opened by Chairman Carroll at 7:00 p.m.

Opening Remarks, Announcements, and Agenda review by Chair

Selectman Desmond stated his concerns of use of vehicles by town departments and questioned expenditures related to fire and police departments.

Consent Agenda - none

Comments and Concerns of Citizens - none

New Business

- **Special Permit Application Approval**

Selectman Desmond moved approval of the Ware Center Meetinghouse application for September 17, 2016, 8:00 am – 4:00 pm; Selectman Talbot seconded. The motion passed unanimously (4-0).

Old Business

- **Discussion of Timing of Water/Sewer Rates**

Richard Kilhart, DPW Director, stated that most citizens understood the rate increases. Resident George Staiti stated the rates applied to the April-June bill were unfair to citizens as the vote was effective July 1, 2016, the citizens should be refunded as this gives the enterprise funds a free loan. Selectman Carroll noted that the rates are set for improvements in water and sewer as a smart investment in the town.

Mr. Kilhart explained that it takes over a month to read all meters, recalculating would be time-consuming and it is not possible to determine actual usage in real time. The bills for water and sewer are produced in an old style process and are not fully automated. Selectmen noted their belief that the vote was effective July 1, 2016, however, at this time it is wiser to leave things as they are.

Selectman Talbot move to reaffirm the water and sewer rates increase as effective July 1, 2016; Selectman Fountain seconded. The motion passed on a vote of 3 Yes, 1 No (Selectman Desmond).

Scheduled Appearances

- **7:15 pm Public Hearing Hanna Devine's Restaurant Approval of Application for Entertainment License**

Selectman Desmond moved approval of the Entertainment license; Selectman Talbot seconded. The motion passed unanimously (4-0).

Town Manager: *Stuart Beckley*
sbeckley@townofware.com

- **7:15 pm Public Hearing Continued, RT's Welding Application for Class II License (Continued to September 20, 2016)**
- **7:30 pm Public Hearing Continued, RT's Welding Application for Class III License (Continued to September 20, 2016)**

Selectman Talbot move to continue public hearings for Class II and Class III licenses to September 20, 2016 at 7:15 pm and 7:30 pm, respectively; Selectman Fountain seconded. The motion passed unanimously (4-0).

- **DPW-Main Street Design Presentation**

Mr. Kilhart noted the town center intersection improvements to be funded by MA DOT beginning September 2019. The 25% design was submitted July 2016, new submission with MA DOT recommendations. MA DOT will hold a public hearing with plans in late fall/early winter 2016/2017. The complete design will be in 2019 when funding is available.

- **DPW-Discussion of Road Repair Priorities**

Mr. Kilhart noted that Monson Turnpike Road and Bacon Road will be completed in Spring 2017. Work on Babcock Tavern Road will proceed in Spring 2017. There are 86 miles of road in Ware, important to prioritize in the 5-year plan with approximately \$1million, excluding Chapter 90 funding for Babcock Tavern Road).

Town Manager Report

Selectman Talbot noted the financial forecast. George Staiti noted that the Master Plan Public Hearing will be held on September 21, 2016 at 7:15 pm. The Master Plan Steering Committee has two more meetings and will then be dissolved.

Mr. Beckley noted the CDA Public Hearing regarding existing CDBG grants and new rules will be held on Tuesday, September 13, 2016 at 6:30 pm.

Selectman Desmond moved to contact legislators to oppose changes; Selectman Talbot seconded. The motion passed unanimously (4-0).

Mr. Beckley noted the September 11, 2016 ceremony to be held at the Ware Fire Department at 9:45 am. Mr. Beckley acknowledged volunteers who pulled crabgrass, DPW swept Main Street. There have been many complaints about the racetrack; Attorney Wojcik has asked for reports and will come to a future Board meeting with his recommendations. Selectman Talbot spoke about her attendance at the BMLH meeting: each person was only given 5 minutes to speak, the plan is to move forward with inpatient closing on September 10, 2016. BMLH will become a satellite facility with emergency room services to cease in two years. Mr. Carroll noted all those in the coalition who fought this and researched. Selectman Talbot reminded all that the State Primary is on September 8, 2016 and the Special Election is on September 19, 2016. Mr. Beckley stated there was no need for an Executive Session.

At 8:40 p.m., Selectman Talbot made the motion to adjourn; Selectman Fountain seconded. The motion to adjourn passed unanimously (4-0).

Attest: _____

Mary L. Midura

Mary L. Midura, Executive Assistant
Transcription per Video 1/26/2017



The Commonwealth of Massachusetts
Alcoholic Beverages Control Commission

For Reconsideration

LOCAL LICENSING AUTHORITY REVIEW RECORD

00002-RS-1326
ABCC License Number

WARE
City/Town

01/17/2017
Date Filed with LLA

TRANSACTION TYPE (Please check all relevant transactions):

- New License
- Change of Manager
- Change of Beneficial Interest
- Change Corporate Name
- Change of DBA
- Alteration of Licensed Premises
- Change of Location
- Pledge of Collateral (i.e. License/Stock)
- Change of Class (i.e. Annual / Seasonal)
- Change of License Type (i.e. club / restaurant)
- Change of Category (i.e. All Alcohol/Wine, Malt)
- Change Corporate Structure (i.e. Corp / LLC)
- Change of Hours
- Issuance/Transfer of Stock/New Stockholder
- Management/Operating Agreement

APPLICANT INFORMATION

Name of Licensee: GABRYEL NARUTOWICZ INC D/B/A: _____

ADDRESS: 11 EAST MAIN STREET CITY/TOWN: WARE STATE: MA ZIP CODE: 01082

Manager: STANLEY J. LIGAWIEC

§12 Restaurant Annual All Alcoholic Beverages

Type (i.e. restaurant, package store) Class (Annual or Seasonal) Category (i.e. Wines and Malt / All Alcohol)

Granted under Special Legislation? Yes No

If Yes, Chapter _____ of the Acts of (year) _____

LOCAL LICENSING AUTHORITY DECISION

Please indicate the decision of the Local Licensing Authority: Approves this Application

Please indicate what days and hours the licensee will sell alcohol: _____

If Approving With Modifications, please indicate below what changes the LLA is making:

Please indicate if the LLA is downgrading the License Category (approving only Wines and Malt if applicant applied for All Alcohol): _____

Changes to the Premises Description	Indoor Area Total Square Footage	Floor Number	Square Footage	Number of Rooms
Patio/Deck/Outdoor Area Total Square Footage	Number of Entrances			
Seating Capacity	Number of Exits			

Abutters Notified: Yes No Date of Abutter Notification: _____ Date of Advertisement: _____

Please add any additional remarks or conditions here: _____

Check here if you are attaching additional documentation

The Local Licensing Authorities By: _____

Date APPROVED by LLA

Alcoholic Beverages Control Commission
Ralph Sacramone
Executive Director

**AMENDMENT APPLICATION FOR A CHANGE OF BENEFICIAL INTEREST OR
TRANSFER/ISSUANCE OF STOCK**

4. CURRENT OWNERSHIP (Before Change in Beneficial Interest)

Please list all individuals or entities with a direct or indirect, beneficial or financial interest in this license. This pertains to the current licensee (before change in beneficial interest occurs).

Name	Title / Position	% Owned	Other Beneficial Interest
Stanley Ligawiec	President <input type="checkbox"/>	0	none
Donald Stefanik	Treasurer & Director <input type="checkbox"/>	0	none
Beverly Anthony	Recording Secretary & Director <input type="checkbox"/>	0	none
David Pottier	Financial Secretary <input type="checkbox"/>	0	none
Peter Sojka	Vice- President <input type="checkbox"/>	0	none
Donald Kivior	Director <input type="checkbox"/>	0	none
Roger Pariseau	Director <input type="checkbox"/>	0	none
Patricia Szczepanek	Director <input type="checkbox"/>	0	none
Anne Koczor	Director <input type="checkbox"/>	0	none

PROPOSED OWNERSHIP (After Change in Beneficial Interest)

Please list all individuals or entities with a direct or indirect, beneficial or financial interest in this license.

An individual or entity has a direct beneficial interest in a license when the individual or entity owns or controls any part of the license. For example, if John Smith owns Smith LLC, a licensee, John Smith has a direct beneficial interest in the license.

An individual or entity has an indirect beneficial interest if the individual or entity has 1) any ownership interest in the license through an intermediary, no matter how removed from direct ownership, 2) any form of control over part of a license no matter how attenuated, or 3) otherwise benefits in any way from the license's operation. For Example, Jane Doe owns Doe Holding Company Inc., which is a shareholder of Doe LLC, the license holder. Jane Doe has an indirect interest in the license.

- A. All individuals listed below are required to complete a Beneficial Interest Contact - Individual form.
- B. All entities listed below are required to complete a Beneficial Interest Contact - Organization form.
- C. Any individual with any ownership in this license and/or the proposed manager of record must complete a CORI Release Form.

Name	Title / Position	% Owned	Other Beneficial Interest
Stanley Ligawiec	President <input type="checkbox"/>	0	none
Donald Stefanik	Treasurer & Director <input type="checkbox"/>	0	none
Beverly Anthony	Recording Secretary & Director <input type="checkbox"/>	0	none
David Pottier	Financial Secretary <input type="checkbox"/>	0	none
Peter Sojka	Vice President <input type="checkbox"/>	0	none
Donald Kivior	Director <input type="checkbox"/>	0	none
Roger Pariseau	Director <input type="checkbox"/>	0	none
Patricia Szczepanek	Director <input type="checkbox"/>	0	none
Phillip Bourcier	Director <input type="checkbox"/>	0	none
	<input type="checkbox"/>		
	<input type="checkbox"/>		



APPLICATION FOR SPECIAL SERVICE OF
ALCOHOLIC BEVERAGES
MGL CHAPTER 138, SECTION 14
TOWN OF WARE

Name: St. Mary's Church

Effective Date(s) of License: 2/25/17

Hours of Service (In conformity with MGL): 5-8 P.M.

Event (describe activities): Supper

Anticipated Attendance: 150

Sponsoring Organization: Rosary Sodality

For Profit: Beer & Wine (only) Non Profit: All Alcoholic Beer & Wine

Address (include Street & Number): 60 South St. Ware, MA

Names of All Servers (bartenders) for this event: Steve Cut & Stanis Wozniak

Estimated Number of Attendees 150

Crowd Control Manager _____

I have received, and agree to abide by, all regulations of the Board of Selectmen. Furthermore, pursuant to MGL Chapter 52C, Section 49A, I hereby Certify under penalties of perjury that I, to the best of my knowledge and belief, have filed all state tax returns and all state taxes required under law.

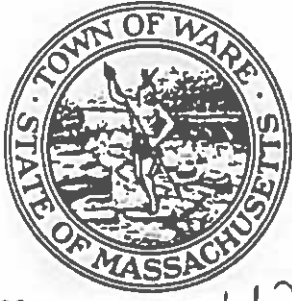
Signature of Applicant: Stanis Wozniak / Rev. M.C. B.

Social Security # or Federal I.D.#: 04-2208520

Fire Inspection
Date: [Signature]

Building Inspection
Date: [Signature]

Date Received: <u>1/30/2017</u>	Insurance Certificate: <u>ON FILE</u>
Application Fee: <u>\$25</u>	
Action Taken: <input type="checkbox"/> Approved <input type="checkbox"/> Denied	Date: <u>1/31/17</u>
Police Chief Review and Action	
<u>[Signature]</u>	
Kenneth Kovich, Acting Police Chief	



APPLICATION FOR SPECIAL SERVICE OF
ALCOHOLIC BEVERAGES
MGL CHAPTER 138, SECTION 14
TOWN OF WARE

Name: Workshop13 Application Date: 1-26-17
Contact Phone: 413 896 6862 (Lisa) Email: lisadimarzio@me.com
Effective Date(s) of License: 2/17/17 FRIDAY info@workshop13.org
Hours of Service (In conformity with MGL): 6³⁰ - 10³⁰ pm
Event (describe activities): Open Mic
Anticipated Attendance: 90
Sponsoring Organization: _____

For Profit: Beer & Wine (only) Non Profit: All Alcoholic Beer & Wine

Address (include Street & Number): 13 Church St Ware

Names of All Servers (bartenders) for this event: Pat Goudreau, Darlene Sogka

Estimated Number of Attendees 90
Crowd Control Manager Roc Goudreau

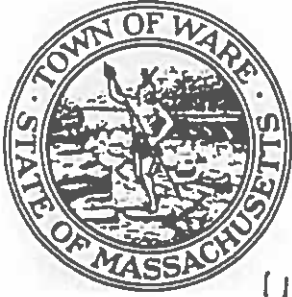
I have received, and agree to abide by, all regulations of the Board of Selectmen. Furthermore, pursuant to MGL Chapter 52C, Section 49A, I hereby Certify under penalties of perjury that I, to the best of my knowledge and belief, have filed all state tax returns and all state taxes required under law.

Signature of Applicant: Lisa M Di Marzio
Social Security # or Federal I.D.#: _____

Fire Inspection
Date: _____

Building Inspection
Date: _____

Date Received: <u>2/2/17</u>	Insurance Certificate:
Application Fee: <u>\$25</u>	
Action Taken: <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied	Date: <u>02/01/2017</u>
Police Chief Review and Action <u>Kenneth Kovitch</u>	
Kenneth Kovitch, Acting Police Chief	



APPLICATION FOR SPECIAL SERVICE OF
ALCOHOLIC BEVERAGES
MGL CHAPTER 138, SECTION 14
TOWN OF WARE

Name: Workshop 13 Application Date: 1-26-17

Contact Phone: 413 890 6862 (usa) Email: lisadimarzio@me.com

Effective Date(s) of License: 2/26/17 SUNDAY info@workshop13.org

Hours of Service (In conformity with MGL): noon-4pm

Event (describe activities): Jazz Concert

Anticipated Attendance: 50

Sponsoring Organization: _____

For Profit: Beer & Wine (only) Non Profit: All Alcoholic Beer & Wine

Address (include Street & Number): 13 Church St Ware

Names of All Servers (bartenders) for this event: Pat Gaudreau

Estimated Number of Attendees 50

Crowd Control Manager Roc Gaudreau

I have received, and agree to abide by, all regulations of the Board of Selectmen. Furthermore, pursuant to MGL Chapter 52C, Section 49A, I hereby Certify under penalties of perjury that I, to the best of my knowledge and belief, have filed all state tax returns and all state taxes required under law.

Signature of Applicant: Lisa Dimarzio

Social Security # or Federal I.D.#: _____

Fire Inspection
Date: _____

Building Inspection
Date: _____

Date Received: <u>2/2/17</u>	Insurance Certificate: _____
Application Fee: <u>\$25</u>	
Action Taken: <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied	Date: <u>02/01/2017</u>
Police Chief Review and Action	
<u>Kenneth Kovitch</u>	
Kenneth Kovitch, Acting Police Chief	

Memo

To: Board of Selectmen, Stuart Beckley
From: Mary L. Midura
cc:
Date: January 31, 2017
Re: License #29 Snow's Restaurant

As you requested, I spoke with Ralph Sacramone, Executive Director of the Alcoholic Beverages Control Commission (ABCC) yesterday afternoon regarding the liquor license for Snow's Restaurant.

Mr. Sacramone indicated that the Board of Selectmen may want to consult with town counsel regarding action for this license. The Board has the discretion to write a certified letter to the licensee per MGL Chapter 138 Section 16B and Chapter 138, Section 70, and give the licensee fourteen (14) days to pay for the license, pay any outstanding real estate taxes, and pay any outstanding fees to other departments such as the Board of Health, if not already done, clearly stating that the Board of Selectmen will thereupon revoke the license.

The Board of Selectmen may wish to state in the letter that, per the licensee's notification in December, the Board has the understanding that the restaurant would be closed through February 2017, intending to re-open March 1, 2017. From the time of the licensee's notification, even if the licensee pays all monies due to the Town of Ware, the Board of Selectmen can move forward after six (6) months if no operation of the restaurant occurs.

A copy of the letter should also be hand-delivered to the premises by a policeman, and if there is no one to receive the letter, the police should note this in their daily log.

The Board of Selectmen, per town counsel, may wish to further schedule a public hearing to formally revoke the license if the licensee has not paid for and picked up the license by the day following the 14 day period. The reason for revocation may also include failure to conduct business.

All actions by the Board of Selectmen should be documented and reported to the ABCC.

I would be happy to draw up the letter for the approval of the Board of Selectmen.



TOWN OF WARE

Board of Selectmen
Town Hall, 126 Main St., Suite J
Ware, Massachusetts 01082-1386
Tel. 413-967-9648 EXT. 100

Town of Ware, Massachusetts Home Rule Charter, adopted by the voters of the Town of Ware April 9, 2007, page 28:

A 5-member By-Law review committee shall be established to revise existing By-Laws and bring them in compliance with this charter. At least 2 members must have been Charter Commission members.

9-9 By-Law Study Review

Not later than thirty days following the election at which this Charter is adopted, the Board of Selectmen shall appoint five (5) persons to be a committee to begin a review of the Town by-laws for the purpose of preparing such revisions and amendments as may be needed or necessary to bring them into conformity with the provisions of this Charter and to fully implement the provisions of this Charter. At least two of the persons appointed to the committee shall have been members of the Ware Charter Commission. The committee shall submit a report with recommendations to the Board of Selectmen forthwith following the election held in the year in which this Charter is adopted. The review shall be conducted under the supervision of the Town Counsel, or by special counsel appointed for that express purpose. Upon taking office, the Board of Selectmen shall assure that the Town's by-laws are revised so as to support the Charter's intent and facilitate its implementation.