

Town of Raynham, Massachusetts

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Board of Selectmen Minutes 01/19/2016

Board of Selectmen

January 19, 2016

Chairman Marie Smith called the meeting to order at 7:00 p.m.
Present were Marie Smith, Joseph Pacheco and Karen Roberts.

Acceptance of the Minutes

Mrs. Roberts motioned and Mr. Pacheco seconded to accept the minutes of the January 12, 2016 meeting as printed, Mrs. Smith made it unanimous.

Appointments

Chief Jim Januse was present to introduce Dominic Curan, his new Firefighter/Paramedic to the force. Mr. Curan wanted to thank Chief Januse and the Board for the opportunity to work for the Town of Raynham. Assistant Town Clerk Pam Menconi was present to swear him in. The Board welcomed him to the department. Chief Jim Januse was present to update the Board on the Activity Report for the month of December - Fires, fire incidents, mva investigations, and public assist were 97; Ambulance, medical emergencies mva's and public assist were 156; Miscellaneous inspections, fire alarm work and items of note were 101; Mutual aid fire and ambulance, 11 ambulance given, 4 ambulance received; 8 fire given, 5 fire received for a total of 28. ~There were a total of 2,865 calls for December, 2015 which is 211 more than last year.~Chief Januse updated the Board on an employee who is out on extended sick leave. The Fire and Highway Departments are scheduled to receive a payment of \$50,389.89 for the January 2015 blizzard.

Public Hearings

7:00 p.m. Courtyard by Marriot – Alcoholic Beverage License Violation

The Public Hearing was opened, however no one was present from the establishment. Det. Pacheco, spoke on the matter. The manager who sold the alcohol was upset and very cooperative. Mr. Pacheco thought it was very disturbing that although they were sent a letter stating that it was mandatory for them to attend, that no response was received or no one was present. Mr. Pacheco made a motion to continue the hearing until next week and send a letter reminding them that they are required to be present at the hearing, Mrs. Roberts seconded and Mrs. Smith made it unanimous.

7:00 p.m. Raynham Mandarin – Alcoholic Beverage License Violation

Mr. Jai Ling Chen was present to address the Board. On December 28th a new server served an alcoholic beverage to a minor. Det. Pacheco spoke on the matter. He said there was a problem, in that they tried to hide the girl who served the beer. Another woman came out and said she had served the beer and the operative said that is not the person who served me. They were not cooperative at all. Mr. Chen believes there was language barrier. Mr. Pacheco wanted to remind Mr. Chen that having a liquor license is a privilege that can be taken away, and the Board expects that all of the departments be treated with the utmost respect and cooperation. If it happens again, there will be a much more significant consequence. Although, this being the first offense, there needs to be acceptance of responsibility taken. Mr. Pacheco made a motion that there should be a

two day suspension, however, after the entire staff has been retrained, it would be reduced to a one day suspension, Mrs. Roberts seconded and Mrs. Smith made it unanimous. This would be contingent upon substantiation that retraining has occurred. Det. Pacheco will help him find this training, and it should be concluded by July.

7:00 p.m. Chili's Grill & Bar – Alcoholic Beverage License Violation

Atty. Andrew Upton, representing Chili's was present to address the Board. He believes there was no evidence that a minor was served alcohol. The Manager, Joshua Thibault, was also present. Det. Pacheco had reported to him that there had been an incident in the parking lot and that someone underage had been served alcohol. Mr. Thibault had left the business at 10:00 p.m. After having spoken to Det. Pacheco, Mr. Thibault had asked other employees if anyone had knowledge of the incident and no one knew of any incident. Det. Pacheco said there was a 911 call placed and three or four cruisers responded. Sergeant Beatrice says he did go into the establishment and talked to employees inside. He is looking for cooperation from the manager who was working at Chili's at the time. Mr. Pacheco asked Det. Pacheco for clarification. Did one of the Raynham Officers go in and speak to someone at Chili's? And Det. Pacheco said yes the officer did. Mrs. Roberts said that Joshua is a good role model for Chili's but needs to have the management team follow up with him if anything like this happens again. Mrs. Smith asked if there was no liquor violation that occurred? Mr. Pacheco felt the Board should not pursue the violation, but he wanted to remind Mr. Thibault that doing business in Raynham with a liquor license is a high privilege and is taken very seriously. He does not believe there is enough evidence to warrant a suspension, and further, the staff is now being retrained. But, the Board expects that all town officials be treated with the utmost respect and cooperation and that all staff is made aware of that.

Records will be kept on file should a future violation occur. Whatever happened that night, and it does seem to be confusing, full cooperation is expected from the licensee. Mrs. Roberts made a motion that there be no finding, Mr. Pacheco seconded and Mrs. Smith made it unanimous. Chief Jim Donovan was present and spoke about the program and said most places are checking IDs which is good. Not only did they do it once, they went back and rechecked with a different person including the places that failed the first time. They were compliant the second time. Mr. Pacheco commended Det. Pacheco and Chief Donovan on job well done.

Town Administrator's Report

Mr. Buckner reviewed the Town Administrator's Report. The deadline for the application for the Director of Planning & Community Development was January 19th, but there may be one or two more applications received, as the ad just ran in the Mass Planners Association website. It was decided that the interview committee will comprise of Mr. Buckner, Mr. Andrade and Mrs. Smith.

The Transfer Station stickers for 2016 are due now and available at the Highway Department and Selectmen's Office during regular business hours. The stickers will be sold at the Highway garage on the following Saturdays: January 30, February 6th and February 13th.

The hearing for an application for an all-alcoholic beverage license for 2 Jerks BBQ will be held next at the next Selectmen's Meeting.

Correspondence

Correspondence was received from Grace Smallhoover, Chairman, Raynham Council on Aging, requesting to extend the hours for clerical help from 9:00 – 3:00 to meet the increased workload. Mrs. Smith requested the matter be taken under advisement. Mrs. Roberts made a motion to take the matter under advisement, Mr. Pacheco seconded and Mrs. Smith made it unanimous.

Correspondence was received from Karen Reilly, Executive Director, Raynham Housing Authority, notifying the Board that they are changing the meeting time from 12 noon to 6:30 p.m. to encourage more applicants to fill the vacancies on their Board.

Correspondence was received from Mr. Buckley, Highway Superintendent, saying that they are fast approaching the \$50,000 snow budget after having four snow and ice events this year. He is requesting that he can spend in excess of the \$50,000. Mrs. Roberts made a motion to accept, Mr. Pacheco seconded and Mrs. Smith made it unanimous.

Correspondence was received from Attorney Arthur Cote regarding a status report of tax titles.

Chief Donovan was present to request the following list of three people be appointed as Special Officers for the Raynham Police Department: Michael Flaherty, Derek Henrique, and Thaddius Pedersen. Mrs. Roberts made a motion to accept, Mr. Pacheco seconded and Mrs. Smith made it unanimous.

Adjournment

7:54 p.m. Mrs. Roberts motioned and Mr. Pacheco seconded to adjourn for the performance of administrative duties, signing of Bills and Warrants, with no business to be conducted afterwards. Mrs. Smith made it unanimous.

Respectively submitted,

Janet Murphy
Recording Secretary