

Approved

**TOWN OF NEWBURY
SELECT BOARD**

MINUTES

DATE: December 14, 2021

PRESENT: **Select Board:** Chair Alicia Greco; Vice Chair JR Colby; Clerk Geof Walker;
Mike Doyle (remote participation)

Staff:

Tracy Blais, Town Administrator
Julie O'Brien, Executive Administrator
Martha Taylor, Planning Director
John Lucey, Chief of Police

Call to Order:

At 7:00 p.m. Chair Alicia Greco called the meeting to order with a salute to the flag

Motion: JR Colby moved to open the meeting seconded, G. Walker

Discussion: None

Roll Call Vote:

Alicia Greco – Yes
JR Colby – Yes
Geof Walker -Yes
Mike Doyle – Yes

Public Comment

None

Board and Committee Reports

Report of Chair Greco: None

Grants, Gifts & Donations

(Chapter 44: Section 53A Grants and gifts; acceptance and expenditure)

COA donation – Central Congregational Church, Chocolate Tour - \$2,000.00

Motion: JR Colby moved to accept the donation seconded, G. Walker

Discussion: None

Roll Call Vote:

Alicia Greco – Yes
JR Colby – Yes
Geof Walker - Yes
Mike Doyle – Yes

Motion: M. Doyle moved to send a thank you letter to Central Congregational Church seconded, A. Greco

Discussion: None

Roll Call Vote:

Alicia Greco – Yes
JR Colby – Yes
Geof Walker - Yes
Mike Doyle – Yes

COA donation – L. Jackson - \$10.00

Motion: JR Colby moved to accept the donation seconded, G. Walker

Discussion: None

Roll Call Vote:

Alicia Greco – Yes
JR Colby – Yes
Geof Walker - Yes
Mike Doyle – Yes

COA donation – J. Grogan - \$3.00

Motion: JR Colby moved to accept the donation seconded, G. Walker

Discussion: None

Roll Call Vote:

Alicia Greco – Yes
JR Colby – Yes
Geof Walker - Yes
Mike Doyle – Yes

COA donation – G. Nichols - \$20.00

Motion: JR Colby moved to accept the donation seconded, M. Doyle

Discussion: None

Roll Call Vote:

Alicia Greco – Yes
JR Colby – Yes
Geof Walker - Yes
Mike Doyle – Yes

Public Hearings:

None

New Business:

Approve a letter of recognition for Eagle Scout Kade Markee Dennis of Troop 41

Motion: JR Colby moved to approve the letter of recognition seconded, G. Walker

Discussion: A. Greco read the letter of recognition

Roll Call Vote:

Alicia Greco – Yes
JR Colby – Yes
Geof Walker -Yes
Mike Doyle – Yes

Appointment, Human Resource Board – Lynne Chadey, 3 Year Term

Motion: M. Doyle moved to approve the appointment seconded, G. Walker

Discussion: Ms. Chadey addressed the Board

Roll Call Vote:

Alicia Greco – Yes
JR Colby – Yes
Geof Walker -Yes
Mike Doyle – Yes

Appointment, Municipal Vulnerability Task Force – Samantha Holt

Motion: JR Colby moved to approve the appointment seconded, G. Walker

Discussion: None

Roll Call Vote:

Alicia Greco – Yes
JR Colby – Yes
Geof Walker - Yes
Mike Doyle – Yes

Appointment, Full-Time Patrolman – Alexander MacMullen

Motion: JR Colby moved to approve appointment seconded, G. Walker

Discussion: Chief Lucey addressed the Board

Roll Call Vote:

Alicia Greco – Yes

JR Colby – Yes

Geof Walker - Yes

Mike Doyle – Yes

Review, approve, and sign 2022 Business License Renewals as follows:

A&M Motor's, Inc., Anthony Barbiris, 4-6 Newburyport Turnpike, buy and sell second hand vehicles

Motion: JR Colby moved to approve the Business License renewal as listed and read seconded, G. Walker

Discussion: None

Roll Call Vote:

Alicia Greco – Yes

JR Colby – Yes

Geof Walker - Yes

Mike Doyle – Yes

Mohammed Almadani dba Ampet Inc., 34 High Road, General Business: Auto/marine gasoline sales, automotive repair, sale of related goods

Motion: JR Colby moved to approve the Business License renewal as listed and read seconded, G. Walker

Discussion: None

Roll Call Vote:

Alicia Greco – Yes

JR Colby – Yes

Geof Walker - Yes

Mike Doyle – Yes

Ampet, Inc. (Mohammad Almadani), 34 High Road, buy and sell second hand vehicles, online sales only

Motion: JR Colby moved to approve the Business License renewal as listed and read seconded, G. Walker

Discussion:

Roll Call Vote:

Alicia Greco – Yes
JR Colby – Yes
Geof Walker - Yes
Mike Doyle – Yes

Schneller BMW Performance dba Michael Morris, 26 Middle Road, Unit 1, General Business/Automotive.
“Subject to the restrictions and conditions of the special permit issued on 2/26/1986 and the variance issued on 11/17/1994 by the Newbury Zoning Board for the property at 24 Middle Road”

Motion: JR Colby moved to approve the Business License renewal as listed and read seconded, G. Walker

Discussion: None

Roll Call Vote:

Alicia Greco – Yes
JR Colby – Yes
Geof Walker - Yes
Mike Doyle – Yes

Lisa Porter dba Seacoast Horse&Pet Sitting, 48 Old Rowley Road, General Business: Animal care-dog boarding/dog daycare/petsitting

Motion: JR Colby moved to approve the Business License renewal as listed and read seconded, G. Walker

Discussion: None

Roll Call Vote:

Alicia Greco – Yes
JR Colby – Yes
Geof Walker - Yes
Mike Doyle – Yes

Newbury Auto Sales, Inc., James R. Motzkin, 60 Newburyport Turnpike, buy second hand vehicles for the purpose of remodeling, taking apart or rebuilding and selling the same, or the buying or selling of parts of second hand motor vehicles or tires, or the assembly of second hand motor vehicle parts

Motion: JR Colby moved to approve the Business License renewal as listed and read seconded, G. Walker

Discussion: None

Roll Call Vote:

Alicia Greco – Yes
JR Colby – Yes
Geof Walker - Yes
Mike Doyle – Yes

William Difrancesco/Stowaway Storage dba Newbury Self Storage, 131 Newburyport Turnpike, General Business/Self Storage

Motion: JR Colby moved to approve the Business License renewal as listed and read seconded, G. Walker

Discussion: None

Roll Call Vote:

Alicia Greco – Yes

JR Colby – Yes

Geof Walker - Yes

Mike Doyle – Yes

Sarah van Gulden, Mgr., dba Adelynrood Conference&Retreat Center, 46 Elm Street, Common Victualler

Motion: JR Colby moved to approve the Business License renewal as listed and read seconded, G. Walker

Discussion: None

Roll Call Vote:

Alicia Greco – Yes

JR Colby – Yes

Geof Walker - Yes

Mike Doyle – Yes

Autowerks of Hampton Falls, Inc. C/O Edwin Carrier&Michael Tartaglione, 88 Newburyport Turnpike, buy and sell second hand vehicles

Motion: JR Colby moved to approve the Business License renewal as listed and read seconded, G. Walker

Discussion: None

Roll Call Vote:

Alicia Greco – Yes

JR Colby – Yes

Geof Walker - Yes

Mike Doyle – Yes

One Day Liquor License application - Mercury Brewing & Distribution Company, Spencer Peirce-Little Farm, Old Newbury Bonfire

Motion: G. Walker moved to approve the one-day liquor license seconded, M. Doyle

Discussion: None

Roll Call Vote:

Alicia Greco – Yes

JR Colby – recused

Geof Walker - Yes

Mike Doyle – Yes

One Day Liquor License application – 1634 Meadery LLC, Spencer Peirce-Little Farm, Old Newbury bonfire

Motion: G. Walker moved to approve the one-day liquor license seconded, M. Doyle

Discussion: None

Roll Call Vote:

Alicia Greco – Yes
JR Colby – recused
Geof Walker - Yes
Mike Doyle – Yes

New Liquor License – Plum Island Blue, LLC – Received approval from the ABCC – Select Board to approve signing of Town of Newbury Liquor License Certificate

Motion: JR Colby moved to approve the signing of the Town of Newbury Liquor License Certificate seconded, G. Walker

Discussion: None

Roll Call Vote:

Alicia Greco – Yes
JR Colby – Yes
Geof Walker - Yes
Mike Doyle – Yes

Approve Change of Management application, Oldtown Country Club, Inc.

Motion: M. Doyle moved to approve the Change of Management application and send to ABCC seconded, G. Walker

Discussion: None

Roll Call Vote:

Alicia Greco – Yes
JR Colby – Yes
Geof Walker - Yes
Mike Doyle – Yes

Under Massachusetts General Law, Chapter 138, review and approve 2022 Retail Liquor License Renewals:

M.G. L. Chapter 138, Section 15: Off Premise Licenses/all alcohol as follows:

- #89184-PK-0794 Adele Scrivo, dba Corner Cupboard, 4 Hanover St.

Motion: JR Colby made the following motion, seconded by G. Walker, I move to approve the 2022 Retail License Renewal for, Adele Scrivo, dba Corner Cupboard however, the license shall not be issued until the following criteria have been met:

1. Approval of any changes in the license management, premises of other ABCC requirements be received from the ABCC.
2. Receipt of a Worker's Compensation Insurance Affidavit

Discussion: None

Roll Call Vote:

Alicia Greco – Yes
JR Colby – Yes
Geof Walker - Yes
Mike Doyle – Yes

- #00007-PK-0794 Sylvanowicz Family Associates, Inc. dba D&J Liquors, 53 Main St.

Motion: JR Colby made the following motion, seconded by G. Walker, I move to approve the 2022 Retail License Renewal for, Sylvanowicz Family Associates, Inc. dba D&J Liquors, 53 Main St. however, the license shall not be issued until the following criteria have been met:

1. Approval of any changes in the license management, premises of other ABCC requirements be received from the ABCC.
2. Receipt of a Worker's Compensation Insurance Affidavit

Discussion: None

Roll Call Vote:

Alicia Greco – Yes
JR Colby – Yes
Geof Walker - Yes
Mike Doyle – Yes

- #00010-PK-0794 Plum Island Fine Wine & Spirits, Inc. dba The Cottage Wine & Spirits, 14 Plum Island Blvd.

Motion: JR Colby made the following motion, seconded by G. Walker, I move to approve the 2022 Retail License Renewal for, Plum Island Fine Wine & Spirits, Inc. dba The Cottage Wine & Spirits, 14 Plum Island Blvd. however, the license shall not be issued until the following criteria have been met:

1. Approval of any changes in the license management, premises of other ABCC requirements be received from the ABCC.
2. Receipt of a Worker's Compensation Insurance Affidavit

Discussion: None

Roll Call Vote:

Alicia Greco – Yes
JR Colby – Yes
Geof Walker - Yes
Mike Doyle – Yes

M.G. L. Chapter 138, Section 15: Off Premise Licenses/Wine & Malt as follows:

- #00009-PK-0794 Pizza Factory, Inc. dba Plum Island Provisions 29 Plum Island Blvd

Motion: JR Colby made the following motion, seconded by G. Walker, I move to approve the 2022 Retail License Renewal for, Pizza Factory, Inc. dba Plum Island Provisions, 29 Plum Island Blvd. however, the license shall not be issued until the following criteria have been met:

1. Approval of any changes in the license management, premises of other ABCC requirements be received from the ABCC.
2. Receipt of a Worker's Compensation Insurance Affidavit

Discussion: None

Roll Call Vote:

Alicia Greco – Yes
JR Colby – Yes
Geof Walker - Yes
Mike Doyle – Yes

- #00018-PK-0794 The Butchery, Inc. dba Newbury Butchery, 2 Morgan Ave

Motion: JR Colby made the following motion, seconded by G. Walker, I move to approve the 2022 Retail License Renewal for, The Butchery, Inc. dba Newbury Butchery, 2 Morgan Ave. however, the license shall not be issued until the following criteria have been met:

1. Approval of any changes in the license management, premises of other ABCC requirements be received from the ABCC.
2. Receipt of a Worker's Compensation Insurance Affidavit

Discussion: None

Roll Call Vote:

Alicia Greco – Yes
JR Colby – Yes
Geof Walker - Yes
Mike Doyle – Yes

- #88921-PK-0794 Brahm C1 LLC, dba Brahm CI LLC, 6 Fruit St, Unit D

Motion: JR Colby made the following motion, seconded by G. Walker, I move to approve the 2022 Retail License Renewal for, Brahm C1 LLC, dba Brahm CI LLC, 6 Fruit St. , Unit D however, the license shall not be issued until the following criteria have been met:

1. Approval of any changes in the license management, premises of other ABCC requirements be received from the ABCC.
2. Receipt of a Worker's Compensation Insurance Affidavit

Discussion: None

Roll Call Vote:

Alicia Greco – Yes
JR Colby – Yes
Geof Walker - Yes
Mike Doyle – Yes

M.G.L. C. 138, Section 12: Licenses authorizing sale of beverages to be drunk on premises – Wine and Malt:

- #04762-RS-0794 Bob Lobster, 49 Plum Island Tpke.

Motion: JR Colby made the following motion, seconded by G. Walker, I move to approve the 2022 Retail License Renewal for, Bob Lobster, 49 Plum Island Tpke. However, the license shall not be issued until the following criteria have been met:

1. Approval of any changes in the license management, premises or other ABCC requirements be received from the ABCC
2. Issuance of a Certificate of Inspection
3. Receipt of the Liquor Liability Insurance Certificate
4. Receipt of a Worker's Compensation Insurance Affidavit

Discussion: None

Roll Call Vote:

Alicia Greco – Yes
JR Colby – Yes
Geof Walker - Yes
Mike Doyle – Yes

M.G.L. C. 138, Section 12: Licenses authorizing sale of beverages to be drunk on premises – Wine and Malt/Club

- #00002-CL-0794 Oldtown Country Club, Inc., Marsh Ave

Motion: JR Colby made the following motion, seconded by G. Walker, I move to approve the 2022 Retail License Renewal for, Oldtown Country Club, Inc., with current manager Christopher Muse, Marsh Ave. However, the license shall not be issued until the following criteria have been met:

1. Approval of any changes in the license management, premises or other ABCC requirements be received from the ABCC
2. Issuance of a Certificate of Inspection

3. Receipt of the Liquor Liability Insurance Certificate
4. Receipt of a Worker's Compensation Insurance Affidavit

Discussion: None

Roll Call Vote:

Alicia Greco – Yes
JR Colby – Yes
Geof Walker - Yes
Mike Doyle – Yes

M.G.L. C. 138, Section 12: Licenses authorizing sale of beverages to be drunk on premises – All Alcohol

- #03245-RS-0794 Rusty Can LLC, dba Rusty Can, 9 Fruit St.

Motion: JR Colby made the following motion, seconded by G. Walker, I move to approve the 2022 Retail License Renewal for, Rusty Can LLC, dba Rusty Can, 9 Fruit St. However, the license shall not be issued until the following criteria have been met:

1. Approval of any changes in the license management, premises or other ABCC requirements be received from the ABCC
2. Issuance of a Certificate of Inspection
3. Receipt of the Liquor Liability Insurance Certificate
4. Receipt of a Worker's Compensation Insurance Affidavit

Discussion: None

Roll Call Vote:

Alicia Greco – Yes
JR Colby – Yes
Geof Walker - Yes
Mike Doyle – Yes

- #00020-CL-0794 Ould Newbury Golf Club Inc. dba Ould Newbury Golf Club, 319 Newburyport Turnpike

Motion: JR Colby made the following motion, seconded by G. Walker, I move to approve the 2022 Retail License Renewal for, Ould Newbury Golf Club Inc. dba Ould Newbury Golf Club, 319 Newburyport Turnpike. However, the license shall not be issued until the following criteria have been met:

1. Approval of any changes in the license management, premises or other ABCC requirements be received from the ABCC
2. Issuance of a Certificate of Inspection
3. Receipt of the Liquor Liability Insurance Certificate
4. Receipt of a Worker's Compensation Insurance Affidavit

Discussion: None

Roll Call Vote:

Alicia Greco – Yes
JR Colby – Yes
Geof Walker - Yes
Mike Doyle – Yes

- #00021-RS-0794 Plum Island Beachcoma, Inc. dba Plum Island Beachcoma, 23 Plum Island Blvd.

Motion: JR Colby made the following motion, seconded by G. Walker, I move to approve the 2022 Retail License Renewal for, Plum Island Beachcoma, 23 Plum Island Blvd. However, the license shall not be issued until the following criteria have been met:

1. Approval of any changes in the license management, premises or other ABCC requirements be received from the ABCC
2. Issuance of a Certificate of Inspection
3. Receipt of the Liquor Liability Insurance Certificate
4. Receipt of a Worker's Compensation Insurance Affidavit

Discussion: None

Roll Call Vote:

Alicia Greco – Yes
JR Colby – Yes
Geof Walker - Yes
Mike Doyle – Yes

- #00016-RS-0794 Plum Island Grille, Inc., dba Plum Island Grille, 2 Plum Island Blvd, Newbury, MA

Motion: JR Colby made the following motion, seconded by G. Walker, I move to approve the 2022 Retail License Renewal for, Plum Island Grille, Inc. dba Plum Island Grille, 2 Plum Island Blvd. However, the license shall not be issued until the following criteria have been met:

1. Approval of any changes in the license management, premises or other ABCC requirements be received from the ABCC
2. Issuance of a Certificate of Inspection
3. Receipt of the Liquor Liability Insurance Certificate
4. Receipt of a Worker's Compensation Insurance Affidavit

Discussion: None

Roll Call Vote:

Alicia Greco – Yes
JR Colby – Yes
Geof Walker - Yes
Mike Doyle – Yes

- #06141-RS-0794 The Sunset Club, LLC, 2 and 8R Old Point Road, Newbury, MA

Motion: JR Colby made the following motion, seconded by G. Walker, I move to approve the 2022 Retail License Renewal for, The Sunset Club, LLC, 2 and 8R Old Point Road However, the license shall not be issued until the following criteria have been met:

1. Approval of any changes in the license management, premises or other ABCC requirements be received from the ABCC
2. Issuance of a Certificate of Inspection
3. Receipt of the Liquor Liability Insurance Certificate
4. Receipt of a Worker's Compensation Insurance Affidavit

Discussion: None

Roll Call Vote:

Alicia Greco – Yes
JR Colby – Yes
Geof Walker - Yes
Mike Doyle – Yes

M.G.L. C. 138, Section 12: Licenses authorizing sale of beverages to be drunk on premises – All Alcohol – Hotel

- 06455-HT-0794 Plum Island Blue, LLC dba Blue-Inn on the Beach, 18-20, and 22 Fordham Way, Plum Island, Newbury, MA

Motion: JR Colby made the following motion, seconded by G. Walker, I move to approve the 2022 Retail License Renewal for, Plum Island Blue, LLC dba Blue-Inn on the Beach, 88-20 and 22 Fordham Way However, the license shall not be issued until the following criteria have been met:

1. Approval of any changes in the license management, premises or other ABCC requirements be received from the ABCC
2. Issuance of a Certificate of Inspection
3. Receipt of the Liquor Liability Insurance Certificate
4. Receipt of a Worker's Compensation Insurance Affidavit

Discussion: None

Roll Call Vote:

Alicia Greco – Yes
JR Colby – Yes
Geof Walker - Yes
Mike Doyle – Yes

Vote to sign the ABCC Renewal Certification 2022

Motion: JR Colby moved to sign the ABCC 2022 Renewal Certification seconded, G. Walker

Discussion: None

Roll Call Vote:

Alicia Greco – Yes
JR Colby – Yes
Geof Walker - Yes
Mike Doyle – Yes

Vote to sign ABCC 2022 Seasonal Population Increase Estimation Form

Motion: JR Colby moved to sign the ABCC 2022 Seasonal Population Increase Estimation form seconded, G. Walker

Discussion: None

Roll Call Vote:

Alicia Greco – Yes
JR Colby – Yes
Geof Walker - Yes
Mike Doyle – Yes

Old Business

None

Town Administrators Report

Landfill Solar Initiative

- Conservation Commission issued the Order of Conditions back in July and the Planning Board will be opening the Special Permit public hearing on the project on December 15th and you are all invited to attend
- The project has been many years in the making due to the complexities of the environmental and geotechnical reviews required when constructing on a capped landfill

PEG Intern Program

- Program is now live and we hope to expand it to a full co-op type program in the spring

Wireless Communications By-Law

- Planning Board has begun discussing an update to our current bylaw and plans to include a zoning amendment on the ATM warrant
- Draft document was prepared with the assistance of David Maxon of Isotrope

IT/Website Initiative

- IT Dept has undertaken an interdepartmental project, including boards and committees; that will give them the credentials necessary to keep their various sections of the website more current, updating them on a more frequent and timelier basis

Whittier Tech

- I have agreed to serve as the municipal representative on the administrative negotiating team

Town Hall Space Needs

- Review is currently underway

FY 2023 Budget Process

- Is also underway with budget packets being sent out to the managers
- Special Articles are due on February 7th
- Ballot language due no (to Town Clerk) later than March 21st
- Annual Town Meeting to be held on April 26th

The Legislature has approved a \$4 B Spending Plan for ARPA (American Rescue Plan Act) and State Surplus which will include:

- State revenues are up 9% over projections
- Working closely with Tarr and Mirra offices
- Provided listing of projects Newbury would like to see included
- Only item still there currently is the COA van replacement

Discussion: M. Doyle inquired if there is an update on the COA move. T. Blais responded we have advertised the procurement; plan to execute the lease agreement on December 24th; Interior work estimated to take between 5 and 7 weeks; plan a move this Spring; will be a second egress not determine where will be located at this time

Correspondence

Letter from Xfinity regarding changes to Xfinity TV services

Letter from Comcast regarding fee increases

Meeting Updates:

M. Doyle mentioned attending the Fraud and Scammers seminar hosted by the COA and Newburyport Bank. Found to be very informative

A.Greco will be attending an MMA fiscal meeting on December 21st

Review of Meeting Minutes:

11.18.21 Select Board Meeting minutes

Motion: JR Colby moved to approve the meeting minutes seconded, G. Walker

Discussion: None

Alicia Greco – Yes

JR Colby – Yes

Geof Walker - Yes

Mike Doyle – recused

11.23.21 Select Board Meeting minutes

Motion: JR Colby moved to approve the meeting minutes seconded, G. Walker

Discussion: None

Roll Call Vote:

Alicia Greco – Yes
JR Colby – Yes
Geof Walker - Yes
Mike Doyle – Yes

Warrants:

VW2211A
VW2211
PRVW2211
VW2212

Motion: JR Colby moved to sign the Warrants seconded, G. Walker

Discussion: None

Roll Call Vote:

Alicia Greco – Yes
JR Colby – Yes
Geof Walker - Yes
Mike Doyle – Yes

Executive Session:

None

Adjourn

Motion: At 7:42 p.m. JR Colby moved to adjourn, seconded, M. Doyle

Discussion: None

Alicia Greco – Yes
JR Colby – Yes
Geof Walker - Yes
Mike Doyle – Yes

Respectfully submitted,
Julie O'Brien
Executive Administrator