

**MINUTES OF THE SELECT BOARD MEETING
FRIDAY, JUNE 5, 2020**

Chairwoman Manupelli called the meeting to order at 4:02 p.m. via remote participation. Participating members were Mrs. Gonzalez, Mr. Wallner, Mr. O'Leary, and Town Administrator, Michael Gilleberto. Mr. Schultz was not present at the start of the meeting.

CALL TO ORDER OPEN SESSION

Chairwoman Manupelli called to order the open session at 4:02 p.m.

Mr. Gilleberto stated that he was participating from the car due to having to bring the Town Meeting warrant to the printer in order to comply with the timeline prescribed in the charter.

4:03 – Mr. Schultz joins the meeting.

Mr. Gilleberto states the Board is convening to approve the process for expansion for outdoor dining services, the Board has been provided a package for review. Comments as follows:

- Mr. O'Leary thinks some things should be deleted, the process should be easier, and some of the stuff is redundant.
- Mrs. Gonzalez agrees with Mr. O'Leary
- Mr. Wallner inquired where the process template came from. Mr. Gilleberto responded it was provided by the Chair, from the City of Malden.
- Mrs. Manupelli stated a photo or sketch could take the place of a site plan requirement that was included in the draft, and that the site plan requirement was added to the City of Malden template.
- Mr. Wallner suggested letting the establishments know what exactly what the site inspector will be looking for when they visit the establishment.
- Mrs. Manupelli stated to get it streamlined and trust Town officials to make quick recommendations. She further stated she wants police, fire, DPW, building and health to have signed off on the applications before it comes before the Board.
- Mr. Schultz thinks the plan is ridiculous. He asked for clarity on using the patio at the Horseshoe for outside dining.
- Mr. O'Leary inquired how last call will be determined. Mr. Gilleberto responded it could be a restaurant by restaurant issue. Mr. O'Leary stated it needs to be consistent if it's been restricted. Mr. Schultz thinks they should be able to keep their regular hours and deal with neighbor complaints when they come in. He further stated it should be stressed upon owners to keep the noise down.
- Mrs. Manupelli stated sign offs from the Board of Health and Public Safety is missing from the application. She further stated that the Board should come up with a closing time and let the applicant request a different time if they desire.
- Mr. O'Leary suggested an outside closing time at 11:00 pm and let the owner decide what time last call should be.
- Mr. O'Leary stated permitting of tent should be included on the application.
- Mrs. Gonzalez agrees closing time should be later because they are limited to how many people can be seated; letting them have as many patrons as they can is only fair.
- Mrs. Manupelli states that Board members all agree the site plan review aspect of the application should be omitted; the applicant can show a picture or draw a sketch. She

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further stated DPW, Public Safety, Board of Health approval sign off then go to the Board for approval.

- Mr. O'Leary stated the "Safety checklist for restaurants" is not necessary.

MADAM CHAIR, I MOVE TO DELETE THE SITE PLAN REQUIREMENT AND REQUIRE A ROUGH SKETCH SHOWING THE GENERAL SERVING AREA SUBJECT TO ALL REGULATORY DEPARTMENTAL APPROVALS.

MOTION BY:	MR. SCHULTZ	
SECONDED BY:	MRS. GONZALEZ	
VOTED BY:	MR. SCHULTZ	AYE
	MRS. GONZALEZ	AYE
	MR. WALLNER	AYE
	MR. O'LEARY	AYE
	MRS. MANUPELLI	AYE

VOTE: 5-0 (UNANIMOUS)

Mr. O'Leary stated number 11 should state no later than 11:00 p.m., not 10:00; he wants to strike the last sentence.

MADAM CHAIR, I MOVE TO ACCEPT APPLICATION NUMBERS 1-15 WITH THE PROPOSED AMENDMENT ON NUMBER 11, REMOVE NUMBER 12 AND RENUMBER 13-15 APPROPRIATELY.

MOTION BY:	MR. O'LEARY	
SECONDED BY:	MR. SCHULTZ	
VOTED BY:	MR. SCHULTZ	AYE
	MRS. GONZALEZ	AYE
	MR. WALLNER	AYE
	MR. O'LEARY	AYE
	MRS. MANUPELLI	AYE

VOTE: 5-0 (UNANIMOUS)

Discussion was had regarding waiving the tent permit fee. Mrs. Manupelli stated by approving expansion of services, it would be approving the permitting of a tent.

MADAM CHAIR, UNDER PERMIT REQUIREMENTS AND GUIDELINES, I MOVE TO AMEND WHAT IS PROPOSED; ALL TENT PERMITS WILL BE ISSUED BY THE SIGN OFF OF LOCAL LICENSING AUTHORITIES AND PERMIT FEE WAIVED.

MOTION BY:	MR. O'LEARY
SECONDED BY:	MR. SCHULTZ

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VOTED BY:	MR. SCHULTZ	AYE	
	MRS. GONZALEZ	AYE	
	MR. WALLNER	AYE	
	MR. O'LEARY		AYE
	MRS. MANUPELLI	AYE	

VOTE: 5-0 (UNANIMOUS)

MADAM CHAIR, UNDER PERMIT REQUIREMENTS AND GUIDELINES, I MOVE TO STRIKE THE FIRST BULLET, MUST DISPLAY A SIGNED MA SAFETY STANDARDS AND CHECKLIST FOR RESTAURANTS.

MOTION BY:	MR. O'LEARY		
SECONDED BY:	MR. SCHULTZ		
VOTED BY:	MR. SCHULTZ	AYE	
	MRS. GONZALEZ	AYE	
	MR. WALLNER	AYE	
	MR. O'LEARY		AYE
	MRS. MANUPELLI	AYE	

VOTE: 5-0 (UNANIMOUS)

Mr. Gilleberto stated the Select Board should plan on meeting to act on applications on Tuesday at 5:00 p.m. Comments as follows:

- Mrs. Manupelli stated give enough time for inspectional officials to approve.
- Mr. Schultz stated to tell the restaurants to get things done by a certain timeframe.
- Mr. Gilleberto stated that everything we can do to move the process forward will be done. He further stated the Board may want to look at adding a meeting later in the week for establishments that may possibly be coming in later.
- Pat Lee, owner of the Horseshoe Grille was in attendance, he stated he spoke with the owner of Joe Fish about their intentions of expanding for outdoor dining and heard by word of mouth that Kitty's would not be offering outdoor dining.
- Mrs. Gonzalez suggested the Board meet Wednesday to get everything done.
- Mrs. Manupelli stated she is concerned with getting inspectors to get it done.
- Mr. Gilleberto stated he will reach out to restaurants to encourage them to have everything done by Monday.
- Mr. O'Leary wants the TA to put a deadline on it. Mr. Gilleberto proposed going with a noon time deadline and will do everything he can to get things done.
- Mrs. Manupelli wants it posted on the website.

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MADAM CHAIR, I MOVE TO ACCEPT THE DOCUMENT AS AMENDED.

MOTION BY:	MR. O'LEARY	
SECONDED BY:	MR. SCHULTZ	
VOTED BY:	MR. SCHULTZ	AYE
	MRS. GONZALEZ	AYE
	MR. WALLNER	AYE
	MR. O'LEARY	AYE
	MRS. MANUPELLI	AYE

VOTE: 5-0 (UNANIMOUS)

MADAM CHAIR, I MOVE TO ADJOURN

MOTION BY:	MR. SCHULTZ	
SECONDED BY:	MR. O'LEARY	
VOTED BY:	MR. SCHULTZ	AYE
	MRS. GONZALEZ	AYE
	MR. WALLNER	AYE
	MR. O'LEARY	AYE
	MRS. MANUPELLI	AYE

VOTE: 5-0 (UNANIMOUS)

ADJOURN: 5:06 P.M.

DATE

LIANE R. GONZALEZ, CLERK