

**TOWN OF HAMILTON  
BOARD OF SELECTMEN  
NOVEMBER 23, 2009**

The Board of Selectmen met at Hamilton Town Hall at 7:02 p.m. on Monday, November 23, 2009 with David Carey, William Bowler and Jennifer Scuteri present. Police Chief Russell Stevens, Fire Chief Phil Stevens, EMS Consultant Pat Roselli, CPA Coordinator Christine Berry, Town Counsel Donna Brewer, Finance Director Deborah Nippes-Mena, Finance Committee Co-chairs Arthur Oberheim and Bob Bullivant and Town Administrator Candace Wheeler also present.

**Housing Partnership Committee – Hatfield Road and senior housing at old library**

Discussion on Hatfield Road property owned by the Town and how Community Preservation Act funds will be used for a potential affordable housing project. The perc and soil tests were successful. A septic plan has to be created.

Abutters Susanne Cochran and Lynn Parker expressed their concern about the project. There is high water and flooding in the Hatfield Road area. Residents said in the past this has been exacerbated by new construction. The Zoning Board of Appeals and Board of Health will notify abutters as development planning is done for the site.

Consultant Jim Hextor is doing a financial pro forma of 20 affordable senior housing units at the former Hamilton public library site.

**Licensing renewals: liquor, common victualler's, Class II, entertainment, amusement**

David Carey entertained a motion to approve the beer and wine license for the Hungry Fox on 248 Bay Road. Hours that beer and wine are sold: 12 p.m. to 11 p.m. Sundays, 8 a.m. to 11 p.m. Monday through Saturday. Jennifer Scuteri so moved. Carey seconded the motion. VOTE: 2 in favor. William Bowler recused himself since he has done legal work for the establishment.

Carey entertained a motion to approve the beer and wine license for Hamilton Family Market, Inc. dba Crosby's Marketplace, Walnut Road. Hours that beer and wine are sold: 12 p.m. to 11 p.m. Sundays, 8 a.m. to 11 p.m. Monday through Saturday. Bowler so moved. Scuteri seconded the motion. VOTE: Unanimous.

Carey entertained a motion to approve the beer and wine license for Akshar, Inc. dba Hamilton Convenience Store, 178 Bay Road. Hours that beer and wine are sold: 12 p.m. to 11 p.m. Sundays, 8 a.m. to 11 p.m. Monday through Saturday. Bowler so moved. Scuteri seconded the motion. VOTE: Unanimous.

The Board noted that the following establishments had their fire safety certificates.

Carey entertained a motion to approve the all-alcohol license for Weathervane Tavern at 85 Railroad Avenue. Hours to serve alcohol are: 12 p.m. to 12 a.m. Sundays, 8 a.m. to 12 a.m. Monday through Saturday, New Year's Eve until 1 a.m. Bowler so moved. Scuteri seconded the motion. VOTE: Unanimous.

Carey entertained a motion to approve the all-alcohol license for Beverly Beer dba Black Cow 16-32 Bay Road. Hours to serve alcohol are: 12 p.m. to 12 a.m. Sundays, 8 a.m. to 12 p.m. Monday through Saturday, New Year's Eve 1 p.m. Bowler so moved. Scuteri seconded the motion. VOTE: Unanimous.

Carey entertained a motion to approve the all-alcohol license for Serenity Corp. dba 15 Walnut Road. Hours to serve alcohol are: 12 p.m. to 11:30 p.m. Sundays, 11 a.m. to 11:30 p.m. Monday through Saturday, New Year's Eve 1 p.m. Bowler so moved. Scuteri seconded the motion. VOTE: Unanimous.

Carey entertained a motion to approve the all-alcohol license for Myopia Hunt Club, 435 Bay Road. Hours to serve alcohol are: 8 a.m. to 1 a.m. Monday through Saturday, 12 p.m. to 1 a.m. Sundays. Bowler so moved. Scuteri seconded the motion. VOTE: Unanimous.

Carey entertained a motion to approve the all-alcohol license for the American Legion, Augustus Peabody Post 194, 37 School Street. Hours to serve alcohol are: 8 a.m. to 1 a.m. Monday through Saturday, 12 p.m. to 1 a.m. Sundays. Bowler so moved. Scuteri seconded the motion. VOTE: Unanimous.

Carey entertained a motion to approve the package store license for Lawrence R. Chase dba Harrigan's of Hamilton, 505 Bay Road. Hours are: 12 p.m. to 11 p.m. Sundays, 8 a.m. to 11 p.m. Monday through Saturday. Bowler so moved. Scuteri seconded the motion. VOTE: Unanimous.

Carey entertained a motion to approve the package store license for Marcole Corp. dba Community Package Store, 45 Bay Road. Hours are: 12 p.m. to 11 p.m. Sundays, 8 a.m. to 11 p.m. Monday through Saturday. Bowler so moved. Scuteri seconded the motion. VOTE: Unanimous.

Carey entertained a motion to approve the common victualler's licenses for Community Service of Hamilton-Wenham, Weathervane Tavern, Taylor Made Sweets, Myopia Hunt Club, Jumbo House, Hamilton House of Pizza, Akshar, Inc. dba Hamilton Convenience Store, Hamilton Family Markets, Inc. dba Crosby's Markets, Leva Donuts, LLC dba Dunkin Donuts, Daniella's Pizza, Beverly Beer, Inc. dba Black Cow Restaurant, and the American Legion, Augustus Peabody Post 194. Bowler so moved. Scuteri seconded the motion. VOTE: Unanimous.

Carey entertained a motion to approve the common victualler's license for the Hungry Fox. Scuteri so moved. Carey seconded the motion. VOTE: 2 in favor. Bowler recused himself since he has done legal work for the establishment.

Carey entertained a motion to approve the Class II licenses for A&M Motors, Inc., 203 Highland Street and Hamilton Enterprises, 260 Asbury Street with the condition that no vehicles can be stored or sold on the premises. Bowler so moved. Scuteri seconded the motion. VOTE: Unanimous.

Carey entertained a motion to approve a weekday entertainment license for Serenity Corporation dba 15 Walnut. The annual license with a \$100 annual fee is for the hours of operation Monday through Saturday under the Town by-law. Bowler so moved. Scuteri seconded the motion. VOTE: Unanimous.

**Accept change in use of Crowell Flag Fund**

Carey entertained a motion to accept the modifications on the restrictions in this gift account as described in the letter from Margaret Crowell. Bowler so moved. Scuteri seconded the motion. VOTE: Unanimous.

Carey entertained a motion to approve the expenditure of \$1,915 for the purposes of purchasing flags as set out in the letter dated November 23 from Cindy Stilline that will be attached and the money to come from the Crowell Family flag fund. Bowler so moved. Scuteri seconded the motion. VOTE: Unanimous.

The flags will be Town property but stored at the Legion.

Carey entertained a motion to allow the public way to be modified for the use of these flags as described. Bowler so moved. Scuteri seconded the motion. VOTE: Unanimous.

**Discussion re: ambulance**

Discussion with call firefighters about the Town's decision to provide ambulance service via Lyons Ambulance and to sell the newer Town ambulance.

**Discussion with FinCom re: police budget**

Town officials discussed balancing the public safety needs of the Town by having enough police officers on board (potentially hiring one versus two new patrolmen at this time) and controlling overtime costs.

**Sign Cemetery Deeds**

Carey entertained a motion to sign a cemetery deed for \$900. Bowler so moved. Scuteri seconded the motion. VOTE: Unanimous.

**Sign Appropriation Transfer**

Carey entertained a motion to approve the transfer of \$1,416.20 from the water enterprise emergency fund to the water enterprise reserve fund. Bowler so moved. Scuteri seconded the motion. VOTE: Unanimous.

**\$5,000 energy grant received**

The Town received a grant that allows it to hire a coordinator to manage the energy efficiency and green activities of Hamilton. The Town is also applying for \$150,000 and \$50,000 grants. The Town could potentially cut its energy bill by 30% and pay for the cost of one employee.

**Boston College MBA program**

Starting in early 2010, Hamilton will receive approximately 1,000 hours of volunteer time from Boston College MBA students. They will consult on best practices and assist with a landfill marketing study.

**Commemorative brick program**

This program allows residents who did not enter the service from Hamilton to participate in the honorable plaza in front of Town Hall. Bricks cost \$125 engraved and installed. Applications are available in the Town clerk's office.

**Request to hang Voter information banner from League of Women Voters**

Carey entertained a motion to approve the request from the League of Women Voters to hang a voter information banner at the Patton Park tennis courts that can be installed now and removed on December 9. Bowler so moved. Scuteri seconded the motion.

VOTE: Unanimous.

**Sign Bridge Street Culvert Contract**

Carey entertained a motion to approve the Weston and Sampson contract for \$13,740 for two preliminary engineering designs for the Bridge Street Culvert. Bowler so moved. Scuteri seconded the motion. VOTE: Unanimous.

Carey entertained a motion to go into executive session at 9:54 p.m. not to return to open session for the purpose of discussing litigation strategy, union contracts, non-union negotiations and real estate negotiations. Bowler so moved. Scuteri seconded the motion. Members raised their hands for a unanimous roll call vote.

Respectfully submitted by Jane Dooley, Minutes Secretary

ATTEST: \_\_\_\_\_  
Clerk