

**TAPED**

The License Commission held its regular monthly meeting at 6:00 p.m. on Thursday, February 16, 2017, in the G.A.R. Room at City Hall. Present were Chairman Henry Tartaglia; Commissioners Harold Marrow, Paul Merian and Jeffrey Thompson. Also present was Administrative Assistant Bonnie Tucker.

1. Approval of the minutes of the License Commission meetings of December 15, 2016 and January 19, 2017.

A motion was made by Commissioner Marrow to approve the minutes of the aforementioned meetings. The motion was seconded by Commissioner Merian. All members present voting in the affirmative, the motion carried.

2. Approval of the following police officers as license agents for the month of March, 2017: Lieuts. Kenneth LeGrice and Paul Bonanca; Sgts. George Khoury, Frank Vardaro and Michael Dennehy; Dets. Thomas Hyland, Nazaire Paul, Eric Clark, Santiago Cirino, Jackie Congdon, Chris McDermott, Michael Bunker, Michael Cesarini, Patrick Donahue and Erin Cummings.

A motion was made by Commissioner Marrow to approve the police officers as listed as license agents for the month of March, 2017 which motion was seconded by Commissioner Merian. All members voting in the affirmative, the motion carried.

3. Requests for Special One-day Permits: **(added)**

- (a) **Wine and Malt Beverages** – Alpha Delta Kappa Sorority, Inc. – Geraldine Osborne, Manager, for a Scholarship Fundraiser to be held at the War Memorial Building on Friday, April 28, 2017, from 7:00 p.m. to 10:00 p.m.

Present was Geraldine Osborne, 42 Beaver Dam Road, No. Easton.

Mrs. Osborne reviewed that this group consists of a sorority of Brockton teachers, present and retired, who do altruistic activities only which have included building an orphanage in Haiti, donating socks to Brockton Hospital and back packs to the Schools on Wheels. In addition they give scholarships to future teachers. A fundraiser is held every year. They are holding a comedy night at the War Memorial and hope to bring a larger crowd by offering beer and wine. They hope to have between 150 to 200 people. The building holds 300 people. There will be a police detail as well as hired bartenders and crossing guards.

A motion was made by Commissioner Merian to approve the permit which motion was seconded by Commissioner Marrow. All members voting in the affirmative, the motion carried.

- (b) **All Alcoholic Beverages** – Brockton Firefighters Local 144 – William Hill, Manager, for a Collation to be held at 80 Perkins Avenue, on Friday, March 10, 2017, from 12:00 noon to 8:00 p.m.

Present was James Nee, 268 East Street, East Bridgewater who stated this is the Annual Strand Memorial and Breakfast. The service is held at City Hall and the breakfast is held at the Union Hall.

A motion was made by Commissioner Marrow to approve the request which motion was seconded by Commissioner Thompson. All members voting in the affirmative, the motion carried.

- (c) **Wine and Malt Beverages** – Brockton Firefighters Relief Association – Peter Reardon, Manager for a dinner to be held at Father Kenney Hall – 335 Main Street, on Saturday, March 11, 2017, from 12:00 noon to 6:00 p.m.

Present was Peter Reardon, 8 Nancy Lane, President of the Brockton Firefighters Relief Association. Mr. Reardon stated this is their annual public safety Mass and Luncheon. It will be held at St. Patrick's Church. A Corned Beef and Cabbage dinner is then provided. It is to thank the public service workers in the City and at the same time it is a benefit for the Relief Association.

A motion was made by Commissioner Marrow to approve the permit which motion was seconded by Commissioner Tartaglia. All members voting in the affirmative, the motion carried.

4. Hearing on the request from Brockton Fair Caterers, Inc. – George Carney, Manager, 433 Forest Avenue, to amend the Entertainment license at the Fairgrounds to include a Rodeo and Music Concert on Sunday, May 28, 2017 from 1:00 p.m. to 11:00 p.m.

Present was Phil Boyle, 489 Turnpike Street, Easton, who stated this event is a Brazilian Rodeo which they have had a number of times in the past. He indicated they have not had any problems. The stage will be set up so that it faces towards the grandstand. The rode will take place on the Sunday of Memorial Day weekend.

Chairman Tartaglia stated he checked with Councillor Eaniri who said he has no problem with the 11:00 p.m. closing. It is his understanding that Mr. Carney is aware of the stipulations required for the event which includes the following:

1. The gates have a set opening and closing time to be worked out between Police and Mr. Carney;
2. That there be some means of stopping the cars as they enter the Fairgrounds, to be worked out between the Police Department and Mr. Carney;

3. That two platoons of four officers each are assigned to the parking lot area;
4. That secondary security should not be responsible for all of the security at the venue;
5. That the police officers stay on scene until everyone is gone; and
6. That all cars are turned off with the radios off after they are parked.

Mr. Boyle agreed that they will conform with the stipulations.

In response to questions from Commissioner Thompson, Ms. Tucker reviewed that Brockton Fair Caterers has an annual liquor license issued at the fairgrounds. This request is for an amendment to the Entertainment license to include the Rodeo activities.

Commissioner Merian indicated that if it is being run the same as last year's event, he will make a motion to approve the request. The motion was seconded by Commissioner Thompson. All members voting in the affirmative, the motion carried.

5. Hearing on the request from DeSantis Preowned Sales, Service, and Collision Center, Inc. to extend the licensed premise to include the entire lot at 1555 Main Street upon Copeland Chevrolet vacating the premise and moving to their new location.

Present was Beverly Davis who stated she is employed by Mr. DeSantis who could not be present this evening. She indicated that vehicles belonging to Copeland Chevrolet are still being move out. Mr. DeSantis is requesting to use the entire lot for his used car business. A new plan has been submitted.

Ms. Tucker stated that Mr. DeSantis is currently restricted to 28 vehicles under his Class II license. The reason for this is that while Copeland Chevrolet was occupying the premise, he was only using a small portion of the property under his Class II license.

Ms. Davis stated they used to have 300-400 cars when it was DeSantis Chevrolet. He would like to get back into the used cars because of the size of the lot and building.

A motion was made by Commissioner Marrow to approve the request which motion was seconded by Commissioner Merian. All members voting in the affirmative, the motion carried.

6. Hearing on the request Bertucci's Restaurant Corp. – 1285 Belmont Street, to appoint Joshua Wilson as the manager to replace Jarrett Butler.

Present was Joshua Wilson, 61 Taunton Street, Lakeville.

Mr. Wilson stated he has been with Bertucci's for 17 years. Prior to being at the Brockton location, he was the General Manager of the Randolph location for five years. He replaced the current manager, Jarrett Butler, in October of last year.

Paperwork being in order, a motion was made by Commissioner Marrow to approve the appointment of Josh Wilson as the manager which motion was seconded by Commissioner Thompson. All members voting in the affirmative, the motion carried.

7. Hearing on the request from Estrella, Inc. dba Casa Vallarta Family Mexican Restaurant for the following:
  - (a) An All Alcoholic Restaurant license at 600 Oak Street;
  - (b) To appoint Hector Manuel Soto Ramos as the manager;
  - (c) An Entertainment license for Vocalists and Roaming Mariachi Band on Sunday thru Saturday from 5:00 p.m. to 8:00 p.m.; and Televisions and Piped-in music from 11:00 a.m. to 10:00 p.m. on Sunday through Thursday and from 11:00 a.m. to 11:00 p.m. on Friday and Saturday.

Representing the applicant was Attorney Wayne Mathews, 529 Pearl Street. Also present were Hector Manuel Soto Ramos, 80 Davis Street, Apt. B, Falmouth, Maria Elena Delgadillo, 1215 Aspen Glen Drive, Hamden, Ct., Jorge Ramos, 1215 Aspen Glen Drive and Rojello Moreno, 218 Independence Avenue, Quincy.

Attorney Mathews stated they are currently in the process of renovating and opening the former Chiles Restaurant on Oak Street. This group of individuals has many years of experience in the restaurant business. Currently they have seven very successful family oriented Mexican Restaurants. They have locations in Falmouth, Grafton, Northborough, Saugus, Rhode Island and New York.

As far as the building, Attorney Mathews stated it will be the existing frame of the building. There will be 208 seats. There are 89 parking spaces. Hours being requested are from 11 a.m. to 1:00 a.m. They have applied for an Entertainment license for a roaming mariachi band on a couple days a week. The manager will be Hector Ramos who currently manages the Falmouth Restaurant but will be taking over the Brockton restaurant.

Councillor Shirley Asack was present and stated she has spoken to them about the restaurant. She stated she is looking forward to them opening the restaurant and would like to welcome them to the City.

Commissioner Thompson asked about surveillance cameras at the location and the members stated they are required to have them anyway. Ms. Tucker stated it is only required if they remain open after midnight. Chairman Tartaglia indicated it is his understanding that the Mayor wants cameras anyplace there is a liquor license. Ms. Delgadillo stated they plan to have cameras anyway.

They are hoping to open May 1<sup>st</sup>. They will bring their own equipment. They will be taking over the lease from Chili's.

A motion was made by Commissioner Marrow to approve the All Alcoholic Restaurant license which motion was seconded by Commissioner Merian. All members voting in the affirmative, the motion carried.

A second motion was made by Commissioner Marrow to approve the appointment of Hector Ramos as the manager which motion was seconded by Commissioner Thompson. All members voting in the affirmative, the motion carried.

A third motion was made by Commissioner Marrow to approve the Entertainment license as requested which motion was seconded by Commissioner Merian. All members voting in the affirmative, the motion carried.

8. Hearing on the following requests from Sejal, Inc. dba Cheer's Liquors – 1280 Belmont Street:

- (a) To appoint Vimal Patel as the manager to replace Manisha Patel;
- (b) To transfer stock in the corporation; and
- (c) To change officers/directors

Present was Attorney Scott Rubin, 71 Legion Parkway and Vimal Patel, 156 Belmont Court.

Attorney Rubin explained that as a result of filing the application to transfer the license, it was discovered that Mr. Patel had failed to file the required paperwork to transfer stock and to change manager in his current corporation. This request is to meet the requirements and to subsequently ask to transfer the license.

When this license was initially obtained in 2002, Vimal and his cousin, Manisha, had purchased the business as 50 percent shareholders each. In 2003, Vimal had bought out his cousin and became 100 percent shareholder as well as manager. The paperwork has now been submitted. Mr. Patel has had some health issues over the past couple of years and has to sell the business. Attorney Rubin stated it has been difficult to obtain proof of the transaction but has provided the Commission with a letter from the accountant who has detailed what took place. Vimal is the only officer and director and shareholder.

Paperwork being in order, a motion was made by Commissioner Marrow to approve the requests which motion was seconded by Commissioner Thompson. All members voting in the affirmative, the motion carried.

9. Hearing on the request from Sejal, Inc. dba Cheer's Liquors – 1280 Belmont Street, to transfer the All Alcoholic Package Store license at 1280 Main Street to Cheer's Liquors, Inc. - Anandiben S. Patel, Manager.

Commissioner Thompson recused himself from this hearing for the reason that he has performed some legal work for Mr. Suresh Patel

Present was Attorney Mark Lawton, 457 Belmont Street representing Sam and his wife, Anandiben Patel, 16 Cathy Lane.

Attorney Lawton stated that the applicants own The Tobacconist which Mrs. Patel has managed for 20 years. She will become the manager of the new Cheers Liquors. They also own a package store on Crescent Street as well as in Roslindale.

A motion was made by Commissioner Marrow to approve the transfer of the license which motion was seconded by Commissioner Merian and made unanimous by vote of Chairman Tartaglia.

10. Communications

There were no communications to review.

11. Any other business to properly come before the Commission.

With no further business to properly come before the Commission, a motion was made by Commissioner Marrow to adjourn the meeting. The motion was seconded by Commissioner Merian. All members voting in the affirmative, the meeting was adjourned.

The Commission's next regular meeting is scheduled for March 16, 2017.

Respectfully submitted,

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Henry Tartaglia  
Chairman

APPROVED:

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Paul D. Sullivan, Commissioner

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Joao DeAndrade, Commissioner

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Harold C. Marrow, Jr., Commissioner

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Paul Merian, Commissioner

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Jeffrey A. Thompson, Alternate Commission