

## TAPED

The License Commission held its regular monthly meeting at 6:00 p.m. on Thursday, May 19, 2016 in the G.A.R. Room at City Hall. Present were Chairman Henry Tartaglia; Commissioners Joao DeAndrade and Paul Merian; License Agent Lieut. Kenneth LeGrice and Administrative Assistant Bonnie Tucker.

1. Approval of the Minutes of the License Commission meeting of April 21, 2016 and the Special Meeting of May 11, 2016.

A motion was made by Commissioner Merian to approve the minutes of the aforesaid meetings which motion was seconded by Commissioner DeAndrade and made unanimous by vote of Chairman Merian.

2. Approval of the following police officers as license agents for the month of June 2016: 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 Merian to approve the police officers as listed as license agents for the month June which motion was seconded by Commissioner DeAndrade. All members present voting in the affirmative, the motion carried.

3. Requests for Special One-day Permits:

There were no applications for Special One-day permits.

4. Hearing (postponed from meeting of April 21, 2016) on the request from Fuller Craft Museum, Denise Lebica, Manager, to serve alcoholic beverages on the grounds outside the Museum at 455 Oak Street, for the 2<sup>nd</sup> Annual South Shore Indie Music Festival to be held on Saturday, June 11, 2016 (Rain date on Sunday, June 12, 2016) from 12:00 noon to 8:00 p.m.

Present was Denise Lebica, 455 Oak Street, who stated they have planned an outside music festival on June 11, 2016. There will be a number of bands and solo musicians playing outside, behind the museum. A stage will be set up on the grass as well as a stage on the patio located where the court yard is. There will be food vendors and a cash bar with wine and beer. The theme of the event is "Art Sustains Us" which will be relayed in vendors and films. It is a day long event featuring many local Brockton based musicians. They anticipate approximately 150 people will attend. Last year they held a smaller version of the event but the bar was inside. They are looking to be permitted to allow people to take their drinks outside on the grounds as opposed to staying inside.

In response to questions, Ms. Lebica stated they do not have a police detail but have five security guards on staff that will all be on duty that day. They will monitor the parking lots and inside the building and on the grounds outside. It is her understanding that the police will make a recommendation as to whether a detail is required.

With regard to parking, Ms. Lebica stated they have an arrangement with the Greek Church which is next door and there is no need for people to have to cross Oak Street. There is a path through the woods to the museum.

Lieut. LeGrice stated that inasmuch as they are not sure how many will be attending the event, he will forego the requirement for a detail and have license agents visit the event so if there is an issue, there will be police on hand.

It was agreed that all beverages will be poured into plastic cups.

A motion was made by Commissioner Merian to approve the request to serve beer and wine outside which motion was seconded by Commissioner DeAndrade. All members voting in the affirmative, the motion carried.

5. Hearing on the request from Entertainment Management Complex, LLC – Todd Marlin, Manager, 1 Lexington Avenue, to amend the Entertainment license to include a Brazilian Concert at Campanelli Stadium on Saturday, May 28, 2016, from 4:00 p.m. to 1:00 a.m.

Present was Todd Marlin, 1 Feinberg Way.

Also present were Councillors Tim Cruise and Dennis Eanniri.

Mr. Marlin stated the Brazilian Rodeo and Concert will be the same event as last year. There will be an actual rodeo held. The gates will open at 3:00 p.m., the rodeo will start at 4:00 p.m. and go until 7:30-8:00 p.m. The concert will be held from 8:00 p.m. to 11:00 p.m. They would like to be able to serve drinks to 1:00 a.m.

In response to questions, Mr. Marlin stated it is a different promoter than the one used at the Fairground. Last year they held the event on a Sunday but he wanted to try a Saturday this year. The rodeo pen is 65' x 100' and they will lay down a product used to protect the field.

Councillor Eanniri stated there are some questions and concerns that the Councillors have. He is not opposed because they are currently looking to raise any type of revenue for the stadium. He is, however, concerned with the hours of operation. He stated keeping the people there until 1 cannot be and they must come up with some kind of compromise. All of the nearby residential neighborhoods surrounding the stadium will hear the noise. Both he

and Councillor Cruise feel that 10 or 11 p.m. should be the latest the event should be allowed and there has to be a definite wrap up time at least by 11 p.m.

Councillor Eaniri also expressed concern with parking and security because of the use of the high school parking lot. He suggested to Lieut. LeGrice that there will need to be a lot of police on duty that night.

Mr. Marlin stated he has already spoken with Lieut. Barry and asked him for his recommendations. In addition, he has spoken with Ken and Mike at the School Department to inform them what is happening and he has asked them if they want to use their own security people. His ultimate goal and that of the promoter of the event is that they do not want it to become what it was at the Fairgrounds with all of the tailgating. They will be charging for parking and there will be a police detail specifically for the parking lot to make sure there is no tailgating.

Councillor Cruise stated that he can live with the music ending at 11 p.m. but he has to make sure the event is finished by then. He stated that in all the years he has been councillor, the Brazilian Rodeo has been the worst event to try and deal with the tailgating and loud music.

Lieut. LeGrice stated he will make sure the details are aware of the time that everything has to be shut down by. He also stated that at any major events he is having license agents there to monitor everything going on. He suggested at least 10 detail officers with two in the parking lot and eight inside. In addition, there will be at least three license agents there. He stated he was planning to recommend the event end at 11 p.m., no alcohol on school property and no public drinking. This will force everyone inside. He also requested that no car stereos be allowed. Councillor Cruise indicated it will help by having enough details and keeping everything inside. He stated again that the entire event must end at 11 p.m.

Mr. Marlin asked if the details could be staggered just to alleviate some of the cost which he passes on to the promoters. Lieut. LeGrice indicated that they may be able to work on numbers and have people in the parking lot to stop any tailgating and increase the number when it gets closer to the concert time. Mr. Marlin stated they will have 10 to 20 security people. On the same night there is a Haitian concert at the Shaw's Center and he will have an additional 6 to 8 security people on there and an additional 2 police details.

Upon further discussion, Mr. Marlin stated that once people leave they are not allowed back in. He uses Big Bear Security which he has been using since last year. They have done all of the events at the Shaw's Center and at the Stadium.

A motion was made Commissioner Merian to approve the event with an amendment of the hours.

Ms. Tucker asked for a clarification as to when everyone would have to be gone. Mr. Marlin stated that he feels most people will leave when the music ends at 11 p.m., however, he

wants the opportunity to be able to continue serving alcohol if people remain. Councillor Cruise suggested he be allowed to serve until midnight and this was agreed to. Councillor Eaniri stated this will be the test where there are more events planned at the Stadium. Mr. Marlin stated the other two Brazilian shows coming up do not have a rodeo and are scheduled for Sundays. He stated there is a Country Music Festival coming up in September and they are expecting approximately 10,000 to 12,000 to attend. Ms. Tucker reminded Mr. Marlin that he will have to come back before the Commission for additional events.

Commissioner Merian then amended his motion to approve with hours from 4:00 p.m. to 11:00 p.m. for entertainment and everyone must leave the premises by midnight. The motion was seconded by Commissioner DeAndrade and made unanimous by vote of Chairman Tartaglia.

6. Hearing on the request from Zi Qian Zhang dba Toro Mexican Grill for a Common Victualer license at 708 Belmont Street.

No action was taken on this request for the reason that the applicant did not appear.

It was reviewed that there is a sign out front stating they are open and Lieut. LeGrice was requested to have an agent check on this. Ms. Tucker stated none of the inspection approvals have been submitted.

7. Hearing on the request from Blazin Wings, Inc. dba Buffalo Wild Wings – 486 Westgate Drive, to appoint Shane Hall as the manager.

Present was Shane Hall, 65 Southland Terrace.

In reply to questions, Mr. Hall stated he has worked for Buffalo Wild Wings and has recently been appointed as the general manager of this restaurant.

Paperwork being in order, a motion was made by Commissioner Merian to approve the appointment of Shane Hall as the manager which motion was seconded by Commissioner DeAndrade and made unanimous by vote of Chairman Tartaglia.

8. Communications

Communications included for review was a notification from the Brockton Fire Prevention Bureau regarding Night Club Fire Safety Courses being offered at Massasoit College. All licensees have been invited to attend. Lieut. LeGrice stated he will be sending some License Agents.

Councillor Farwell has provided a proposed Ordinance change he has submitted which will require the License Commission to issue permits for the establishments operating between the hours of 1:00 a.m. and 5:00 a.m. It is currently under the Mayor's jurisdiction.

Councillor Bearegard from Ward Five was present and stated that the Councillors want this changed so that applicants must go before the License Commission. In the past, some of the Convenience Stores and Gas Stations have had problems between the hours of 1:00 a.m. and 5:00 a.m. The public hearings on the proposals were taking place during daytime hours and the hearings before the License Commission will be in the evening giving the public more opportunity to attend.

Ms. Tucker stated there will need to be a procedure put in place for application requirements and procedures prior to implementing the new ordinance.

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

With no further business to come before the Commission, a motion was made by Commissioner Merian to adjourn the meeting which motion was seconded by Commissioner DeAndrade and made unanimous by vote of Chairman Tartaglia.

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