

MINUTES
LICENSE COMMISSION MEETING
6:00 p.m.
Thursday, April 21, 2022
G.A.R. Room, City Hall, 45 School Street

The License Commission held its regular monthly meeting on Thursday, April 21, 2022, in the G.A.R. Room, City Hall, 45 School Street. Present were Commissioners Jeffrey Charnel, John McGarry, and Paul Studenski. Also, present were License Agent Paul Bonanca, and Executive Assistant Silvia Carvalho.

1. Approval of the Minutes of the License Commission Meeting of March 17, 2022.

A motion was made by Commissioner Studenski to approve the minutes of the previously mentioned meetings which motion was seconded by Commissioner McGarry and made unanimous by vote of the members present.

2. Approval of the following police officers as license agents for the month of April 2022: Lieuts. Paul Bonanca and David Farrell; Sgts. George Khoury and Christopher McDermott; Dets. Erin Cummings, Jackie Congdon, Eric Clark, Santiago Cirino, Thomas Hyland, Michael Bunker, Nazaire Paul, James Cronshaw and Timothy Stanton.

A motion was made by Commissioner McGarry to approve the license agents as listed for the month of April 2022. The motion was seconded by Commissioner Studenski and made unanimous by vote of the members present.

3. Hearing on a request from the Brockton License Commission to the Brockton Police for an update on Class II Used Car Dealer licenses in the City of Brockton.

Lieutenant Bonanca stated that he did have his officers inspect each of the used car licenses over the past month. It was a lengthy list, but they did find some issues with thirteen of the businesses. Lieutenant Bonanca asked Silvia if that was correct? and she replied, yes and we took off a couple. He went through the list starting with 1554 Main Street, BM Auto Sales which is now Advanced Lock, DeSantis located at 1555 Main Street which is now Brewster Ambulance Service. Mario Motto at 1637 Main Street is vacant. J.D. Byrider there are no cars on the lot, and it is empty with no cars at all.

1675 South Main Street which is AA Lincoln the lot is empty, and it says the business is closed appointment only, but the business is up for sale. Al's Motor Sales the business does not exist, and they were not able to contact any of the owners. Capital Lease and Finance located at 1075 North Montello Street had no cars on the lot and they could not locate an office. Avon Auto Brokers he knows they came before the board, but the lot is empty, they are not using the lot which is specified for sales. Commissioner McGarry asked the Lieutenant if that is the one on Montello Street? and Lieutenant Bonanca replied yes, it is the one on Montello and Court Street.

Neuride located 362 Montello Street, there are no cars on the lot, and it does not appear to be active. Orthendahls Garage there are no cars and does not appear to be active. There is a sign on the door that says call for cars, and it does not appear to be in service. 145 Manley Street which is supposed to be Capital Lease and Finance there are no cars on the lot there is a fenced in area with vans in it but no for sale signs. Maher Brothers Auto Sales there were ten cars on the lot, but the business is closed. The property is for sale and does not appear to be active. Lieutenant Bonanca asked Silvia how many businesses are on the list? and she replied over seventy. Roman Auto Sales at 1000 Main Street the owner drove the only car for sale into the lot. He does not have any inventory on the property.

He informed the board that what they have noticed is it has been difficult to get inventory and because of the pandemic there has been an issue with chips for vehicles and he knows that has been a concern. They did give a little leeway to some of the businesses. They checked their sales and there were not many even the ones that had serious issues they gave them a break as well due to the supply chain and lack of inventory. The problems were from twelve out of seventy. Chairman Charnel asked the Commissioners if they had any questions? Commissioner McGarry stated that he believes AA Lincoln has moved his business to West Bridgewater. He saw something on social media that shows he has been operating out of there.

Lieutenant Bonanca stated that he has spoken to the owner quite a bit over the last year and he was in the process of selling the business and there was an initial sale, but the owners could not keep up with their end of the bargain, so he took over the business again. Commissioner Studenski asked Lieutenant Bonanca if there was anything on the lot at Advanced Lock which used to be Centerville Autobody? He believes there are cars going in and out of the garage in the back. Lieutenant Bonanca asked the Commissioner for clarification on which one and he stated number one on the list.

The Lieutenant informed him that he is not sure the license was transferred because they did not see any cars for sale on the lot. It is now Advanced Lock and Key. Commissioner Studenski stated that the owner was Robert Martin, and he believes he passed away. Lieutenant Bonanca stated that may be the reason why they do not see anyone running it. Commissioner Studenski stated that is the same issue with Orthendahls Garage. Both brothers are dead now their heirs may be operating the business. Lieutenant Bonanca stated that it would have been optimal if they came in to apply for a business of their own.

They can reach out to them if the License Commission agrees the heirs can take over. He would think that it would have been prudent for them to come in and inform the board that they were continuing the business. The business is in the previous owner's name and cannot be transferred until they come before the board to have the license adjusted. Silvia stated that they all renewed their licenses there is just nothing there. Lieutenant Bonanca stated that they renewed in the name of the original owner. Silvia replied, yes whatever is on the record. Lieutenant Bonanca stated they can call them, and Commissioner Studenski replied that he would appreciate it. The Lieutenant stated that he would inform them.

Commissioner Studenski informed the board that he goes by Maher Brothers all the time and it is still in business even though he is trying to sell it. He sees him all the time and stated that if he runs into him, he will inform him. Lieutenant Bonanca stated he did not see the place open for business, but he does understand that because of the pandemic there are supply issues and lack of inventory. He will try and

contact them to get some clarification. Chairman Charnel stated that he had a couple of questions. He asked Lieutenant Bonanca why Brewster Ambulance would need a Class II license?

The Lieutenant stated that the people on the list he provided should be revoked. Chairman Charnel also asked the Lieutenant if Brewster is renewing the license every year? Silvia replied that DeSantis does. Lieutenant Bonanca stated that the property is Brewster Ambulance Service, and if they are going to have a license, he cannot use it on Brewster's property. That would be an issue and the reason it should be revoked. Chairman Charnel asked Lieutenant Bonanca if J.D. Byrider is selling the property? Lieutenant Bonanca replied yes, that is correct. He knows the place was built for a car dealership and would like to see that license stay in place. He asked the Lieutenant should we allow them to try and sell or do we take the license back? Lieutenant Bonanca stated that they are not in business, and they are selling, that license should come back to the Commission and someone else can apply for a license.

Lieutenant Bonanca understands we are limited on licenses. Silvia replied we do not have any. If we do not have a limit, then it is OK. Chairman Charnel clarified that we do not have any licenses and that we do have a limit. Lieutenant Bonanca stated that there is a new license available because J.D. Byrider is for sale. Whoever buys the property is not entitled to the license. Chairman Charnel asked Lieutenant Bonanca how many licenses should come back to the city? Lieutenant Bonanca stated that out of the list of seventy he initially gave a list of fifteen and two of them were removed one being Gini's, the owner did contact them.

Chairman Charnel asked if it is the one at 546 Warren Ave and Lieutenant replied, yes. It appeared they were not in business, but they were one of the ones having issues with inventory. They did not have sales receipts because inventory problems. Ron's Auto Sales at 153 Howard Street, they did get clarification that they are still in business. He gave them the benefit of the doubt and stated that left twelve and Commissioner Studenski clarified that Maher Brothers Auto Sales and Orthendahls may have issues with their heirs are running the business. Out of seventy it leaves ten to be revoked or not able to be renewed. Chairman Charnel stated that we will have to check with the legal department on how to do that.

A motion was made by Commissioner McGarry to send a letter to legal requesting their assistance with the licensees that are showing as inactively selling cars. The motion was seconded by Commissioner Studenski and made unanimous by vote of the members present.

4. Hearing on a request from Downey Youth Baseball for a Special Event Permit for a Parade to be held on April 23, 2022, from 10:30 a.m. to 11:30 a.m. from Boiling Catch to Downey School.

Present was Rene Stewart of 48 Ames Street, Brockton MA, and John Stevens of 610 North Quincy Street, Brockton, MA.

Mr. Stevens informed the board that they have not had an event the last three years because of the pandemic. Traditionally they have a parade from what was Papa Gino's now Boiling Catch to the Downey school. They have fire trucks, a big rig from Lynch's towing, classic cars, and lots of happy smiling kids. Chairman Charnel asked if there was anyone in favor or opposition? and there were none. He stated that we do have a letter from the Ward Five Councilor Jeffrey Thompson, and he would like to put that into the record. Chairman Charnel asked Lieutenant Bonanca if he had anything to add? He

stated that they always refer them to the Traffic Commission, Captain Porcaro and he will produce guidelines in terms of safety anytime you use a public roadway.

A motion was made by Commissioner Studenski to approve the permit. The motion was seconded by Commissioner McGarry and made unanimous by vote of the members present.

5. Hearing on a request from Capeverdean Association of Brockton for a Special Event Permit for a March for Justice from 551 Main Street to Montello Street, ending at City Hall, to be held on April 24, 2022, from 3:00 p.m. to 5:00 p.m.

Present was Moises Rodrigues of 234 Summer Street, Brockton, MA 02302.

Councilor Rodrigues stated that they have been in touch with the Brockton Police Department to help them with the march. They wanted to make sure that they set it up not just as an example to others, but he knows that we are moving towards the summer and a lot of these things take place and wanted it done the right and legal way. Captain Williamson and Porcaro are both on board to help them. They are looking at 100 to 150 people walking to raise awareness due to some issues going on back home in terms of fees and taxation on goods that residents are sending back home.

They are being taxed at a level that is higher than normal, so they felt it was important to bring it to the attention of the government back home, that they are not thrilled with what is going on. Chairman Charnel asked if the Commissioners had any questions? and if anyone was in favor or opposition? and there were none he then asked Lieutenant Bonanca if he had anything to add? and he did not.

A motion was made by Commissioner McGarry to approve the permit. The motion was seconded by Commissioner Studenski and made unanimous by vote of the members present.

6. Hearing on a request from Annunciation Greek Orthodox Church for a Special One Day Permit to Sell All Alcoholic Beverages for a Spring Festival at 457 Oak Street, to be held on the following dates.
 - May 20, 2022, from 11:00 a.m. to 8:00 p.m.
 - May 21, 2022, from 11:00 a.m. to 8:00 p.m.
 - May 22, 2022, from 12:00 p.m. to 6:00 p.m.

Present was Katerina Malone 46 Lincoln Street, North Easton, MA 02356.

Ms. Malone informed the board that they have their larger festival in September this one is a mini festival which would explain the shorter hours. They were supposed to come before the board a couple of months ago, but they ended up cutting back the hours to enable indoor and outdoor seating. They would like to sell beer and wine and light spirits. Chairman Charnel asked if anyone had any questions? Lieutenant Bonanca asked her if they would have the same details they normally have? and she replied, yes. He knows they usually have someone inside and someone outside directing traffic for safety. He stated that he had no objections from the Police Department.

Chairman Charnel asked if anyone would like to speak in favor? Councilor Asack stated that she is the Ward Seven City Councilor, and she frequents the festivals, and they hold great events in the community

and looks forward to the event. They have been going for years and hopes the board will vote in favor. Chairman Charnel stated he lives on the street and enjoys going himself.

A motion was made by Commissioner McGarry to approve the Permit. The motion was seconded by Commissioner Studenski and made unanimous by vote of the members present.

7. Hearing on a request from Massasoit Community College for a Special One Day Permit to Sell Wine and Malt Beverages for a Gala to honor Marvelous Marvin Hagler and the Boys and Girls Club to be held on May 21, 2022, at Massasoit Community College-1 Massasoit Blvd, from 6:00 p.m. to 9:00 p.m.

Present was Erica Wells of One Massasoit Blvd, Brockton, MA 02302.

Ms. Wells informed the board that this is their first event and would like to have it annually. They are honoring Marvin Hagler and the Boys and Girls Club with the proceeds going to their Marvelous Marvin Hagler scholarship which they have had for years. They will have guest speakers, as well as food and would like to offer beer and wine. Commissioner McGarry asked her who will be serving the alcohol and if they would have a company come in to do it? she stated that Brockton Beer Company will be donating their beer.

Commissioner McGarry asked if they would also handle the distribution and she stated that they may, but she is not sure. She is friends with one of the owners and they may be opening on that same night. They are looking for a bartender. Commissioner McGarry asked if they are TIP Certified? she replied, yes. Lieutenant Bonanca stated that he believes the police chief signed off and if there is a police detail there, he has no objection. Chairman Charnel asked if there was anyone in favor or opposition? and there were none.

A motion was made by Commissioner McGarry to approve the permit. The motion was seconded by Commissioner Studenski and made unanimous by vote of the members present.

8. Hearing on a request from OZZ Global, LLC for a Transfer of a Lodging House license located at 162 Warren Avenue, Brockton, MA.

Present was Adilson Rodrigues of 62 Trout Street, Brockton, MA 02302.

Mr. Rodrigues stated that he recently took over the building and he is trying to repair everything. There are leaks and windows that do not close as well as will not open, everything is going on over there. He is trying to convert it back to a rooming house. Chairman Charnel asked if there were any questions? Commissioner McGarry asked if Mr. Rodrigues would be keeping the same number of rooms? He informed Mr. Rodrigues that he understands the repairs are ongoing but there were some pictures taken that showed debris and some issues with the emergency door that must be repaired among other things.

Mr. Rodrigues stated that he has had to clear up the basement and all the trash including millions of pounds of clothing that was left behind, the door itself was rusted shut and he has been working on it and will be replacing it with a pad and bar. Chairman Charnel stated he had a couple of questions and asked Mr. Rodrigues if he has run a rooming house before? He replied, no he stated that he owns

regular apartments around the city. Chairman Charnel asked him if there are tenants currently in the building? and he replied, yes. He asked him if the tenants would be displaced while he does the work? He replied, no because most of the work are toilets that are partially flushing, leaking showers and cracks. The building is old, and the plaster is cracking.

Chairman Charnel asked him if he applied to all the departments for inspections? Silvia informed the Chairman that he did not have to because the prior owner just had the inspections done, so Eddie did not require him to have inspections. They had them done a month ago. Chairman Charnel asked Lieutenant Bonanca if he had any questions? Lieutenant Bonanca commended Mr. Rodrigues for coming in and stating he would be fixing some of the issues, especially the fire door and stating he would add a push bar to the door. Chairman Charnel asked if there was anyone in favor or opposition? and there were none.

A motion was made by Commissioner Studenski to approve the Transfer of the Lodging House license. The motion was seconded by Commissioner McGarry and made unanimous by vote of the members present.

9. Hearing on a request from D.E. Foods for a Late-Night Business Permit and a Change of business hours on a Common Victualer license located at 875 North Montello Street, Brockton, MA.

Present was Mark Scofield of 875 North Montello Street, Brockton, MA 02301.

Mr. Schofield stated that they currently close at 1:00 AM based on their Common Victualer license. They would like to extend it due to requests from their customers and as the board knows they were closed for quite a while and has reopened, and their customers are requesting that they stay open later. Chairman Charnel asked if anyone had any questions? Commissioner Studenski asked him if he talked to the neighbors in the residential area? He replied, no. Mr. Schofield stated that they only have neighbors across the street, and they did not speak to them. Commissioner McGarry asked the Chairman how many other fast-food restaurants are open later than two AM? and the Chairman stated that he knows the Wendy's across the street from him does.

Chairman Charnel asked Silvia and she stated quite a few of them do until 2:00 AM. The Chairman stated that we have a few 24-hour gas stations open as well. Commissioner McGarry stated that he is concerned with setting a precedence because if we do it for one, we must do it for another. If they do then it will open the floodgates for others which causes issues for the Police Department, Fire Department and Brockton Hospital. He is happy they are open and has no problem with them being open to 2:00 AM, so they are on par with other businesses.

Commissioner Studenski asked if he is misreading his application because it states 3:00 AM? Chairman Charnel replied, yes that is what they are requesting from the Commission. Commissioner McGarry stated he saw that and was concerned; he would like everyone to be equal and he yielded. Chairman Charnel stated he has the same sentiment other establishments that he is aware of have two AM licenses. The extra hour can cause some mischief and he would agree with Commissioner McGarry and believes decisions should be consistent for everyone.

Lieutenant Bonanca stated that he opposes a 3 AM closing time. Every other fast-food business in the city closes at 2:00 AM. This is in a residential neighborhood and informed the board that he did submit

photographs that show residents across the street. Establishments that close at 2:00 AM will cause a congregation at the fast-food establishment till 3:00 AM. They will be in the parking lot which is going to create undue stress for the residents. All the other businesses are at 2:00 AM, the Wendy's and the McDonald's.

From a Police Department prospective it would cause undue stress for the neighborhood and could create an unnecessary burden for the police during that time. He can foresee that there would be a congregation of vehicles that would be unnecessary at that time. Commissioner Studenski stated that he is looking to give him the extension to 2:00 AM, however he needs him to tell him how badly it affects his business? He replied that he does not know how it will affect them as a franchise they only have one other store that is open that late and that is in Worcester. It is a busy time, and he believes the Taco Bell on the other side of town which is not part of their franchise group is open till 3-4 AM every night. That is what it says on tacobell.com.

Lieutenant Bonanca stated that every establishment in the city is open till 2:00 AM as far as he knows. Chairman Charnel stated that they are a little different, if they were they are not in a residential neighborhood. If they were open till 4:00 AM there are not any single family or multifamily housing units that they would be dealing with. It is more of a business area stated the Chairman. The problem is even though no one is here in opposition from that neighborhood they could be at work, so the Commission is here to speak up for people who may not be here. He believes the Lieutenant is right a 3:00 AM closing in that part of town could bring about issues in that area.

A motion was made by Commissioner Studenski to approve the Late-Night Business permit with a closing hour of 2:00 a.m. on Fridays and Saturdays, and the Change of business hours on a Common Victualer license. The motion was seconded by Commissioner McGarry and made unanimous by vote of the members present.

10. Hearing on a request from China Chef, LLC dba China Chef Restaurant for a Transfer of a Common Victualer license located at 74 West Elm Street, Brockton, MA.

Present was Mr. Dexter Zheng of Sunset Drive, Brockton, MA 02301, and Mr. Zhongpei Zheng of 688 Crescent Street, Brockton, MA 02301.

Mr. Zheng stated that he has had a business in town for 11 to 12 years and he is selling the restaurant to his cousin because his wife was injured, and he must take her to physical therapy and to see specialists. He can spend more time with his family instead of working seven days a week 14-hour days. It became too much, and he is trying to spend more time with his wife and his kids. Because he is selling to his cousin, he will still be around to his assist him with anything that he needs. Chairman Charnel asked the buyer if he wanted to say anything and he replied, no. Commissioner McGarry asked Mr. Zheng if his cousin is experienced in the business and he replied, yes.

He has worked in the business for 10-11 years period Chairman Charnel asked if anyone had any more questions? and there were none. Chairman Charnel asked Mr. Zheng if he plans on being a present owner because his license is from New York? He informed the board that he just got an apartment which he gave to the board earlier. The Chairman asked the Lieutenant if he had any questions? and he did not he then asked if there was anyone in favor or opposition? and there were none.

A motion was made by Commissioner McGarry to approve the Transfer. The motion was seconded by Commissioner Studenski and made unanimous by vote of the members present.

11. Hearing on a request from Italian Kitchen by CCC, Inc. dba Italian Kitchen for a Transfer of a Common Victualer license located at 1071-1073 Main Street, Brockton, MA.

Present was Jonathan Jamoulis of 29 Highland Circle, Halifax, MA.

Mr. Jamoulis informed the board that they have been entrusted by the Tosches family to continue the legacy of the Italian kitchen and they are very fortunate. There were no questions from the Commissioners. Chairman Charnel asked if they will still have meatballs there? and he replied he would not buy the Italian Kitchen to change it. Lieutenant Bonanca stated that he conducted an inspection and the Jamoulis family has been upstanding and civic minded members of our community and he had no objection from the Police Department.

Chairman Charnel asked if there was anyone in favor or opposition? Councilor Asack stated that she is so happy that somebody we know is taking over the Italian Kitchen and all the recipes are staying the same and thanked him. Councilor Rodrigues stated ditto to what Councilor Asack stated and he thanked Mr. Jamoulis for coming to the city and to continue doing what they do.

A motion was made by Commissioner McGarry to approve the Transfer. The motion was seconded by Commissioner Studenski and made unanimous by vote of the members present.

12. Hearing on a request from Natalino Silva to discuss the option of selling liquor in baskets for Mother's Day

Present was Lisangela Silva of 570 North Warren Avenue, Brockton, MA 02301.

Elisangela informed the board that they own a small business that they opened last year called Lavans gift shop. They do flowers and gifts for all occasions, and she knows that they have gift baskets in Boston, and they would like to add one or two liquor items to their gift baskets. Mrs. Silva brought in a sample of one of her baskets that had flowers in it. Chairman Charnel asked to look at the basket closely and stated it was beautiful. She stated that the license she was told to apply for is something the board may not even approve because of the stipulations.

She does not have a place to store the liquor, if someone wants a basket, she will purchase the liquor at BJ's. Some of the other baskets come as bath sets. Her hopes were to obtain a one-day license for Mother's Day, and she keeps hearing that there is no such license in Brockton. But there are so many businesses that are doing this and if they could bring something like this to Brockton it would be great. She sees so many on social media with strawberries and other items. Chairman Charnel asked if anyone had any questions? Commissioner Studenski asked Mrs. Silva if anyone would be drinking on premises and she replied, no. They would be shipping them out.

Commissioner McGarry stated that he did not even know where to begin, the License Commission does not have the authority to approve something like this. He stated it was not in the Commission's purview to give such a license. Mrs. Silva stated that she understands that, but if it is something that can be brought to Brockton that would be great. Chairman Charnel stated that she could partner with the liquor store. He stated you purchased the bottle from BJ's, right? The way the Commission works is that you would have to purchase the liquor from a wholesaler. He informed her that she would have to have

a license to buy liquor from a wholesaler and that would give her the ability to sell it at retail. He informed her that when she purchases from BJ's it is retail and then selling it at retail.

Chairman Charnel informed her that Boston responded to Silvia today is that correct? Silvia stated that she has spoken to him a few times. The Chairman informed her that to consume alcohol in the Commonwealth you must walk into a place that is open to the public. He informed her that he does not know how we could do that with this business. She stated that she understands but it is going on. Chairman Charnel stated that he believes people may have it as a sub part of their business, he is not sure. It is a question we brought up to the top at the ABCC because we wanted to see what we could do to help you and obviously the Councilors are supporting you.

Chairman Charnel stated that he would purchase a basket and give it to his mother, she would not drink the wine because she doesn't drink but he would. He informed her that they did not have the authority to issue her even a one-day license, he wishes he could and would if that were so. Lieutenant Bonanca stated that they need at least a package store license and commended her for coming in. He stated that she made a wonderful presentation and agreed that there are people on social media that are illegally selling things such as baskets online, which they try to enforce. They do not provide an address and if there is something you want, they meet up with you or mail it to you. He informed her that she needs a package store license to sell alcohol.

He informed her that she can partner with a package store and make something they can sell. She would need a package store license and the Commission does not even have the authority to give her a license and that is coming from the ABCC. She stated that she understands and would like to know if they could offer a package that applies to them? with the package store there are so many questions she would have to answer, and she does not have them. Is there a way to create something that could apply to her business? Chairman Charnel stated that he would leave that up to the Councilors the creators of policy. Councilor Asack stated that she would speak briefly and stated that she was a florist, and she still is in some ways, and she would get calls for alcohol and this was years ago before this and stated that Winston flowers does it in Boston.

They would place champagne in a basket, and she stated that the legality of it never came up until Lisangela brought it to her attention. She stated that to get a whole package store license would not make sense for this business she will not do the volume and alcohol that is not the bulk of her business. She does see the point that it is not in the hands of the License Commission and that they can create something and is not sure if it can even be an ordinance. They do not have the authority. Chairman Charnel asked Lieutenant Bonanca if it is illegal for him to buy a wine bottle, put it with flowers, and sell it at retail? Lieutenant Bonanca replied that it is not legal.

He informed them that a group of people could go before the ABCC in Boston or contact the state representatives. At this point the Commission does not have the authority to approve or disapprove. It rests entirely with the ABCC. Chairman Charnel informed her that the ABCC is the actual licensing authority. The board packages the decisions and sends them to Boston for approval. Councilor Rodrigues stated that they have been working at this for quite some time to try to produce suggestions on package stores. There are some in the community that can partner with her to help her along. He has even spoken to a couple of them, and she can do that in the meantime.

The law is a state law not a local law so they can pass whatever they want, and it does not cut mustard because it is a state law. Commissioner Studenski stated he can see a package store purchasing the items from her and they can deliver and that could help. Councilor Asack stated that would not benefit her business. Chairman Charnel stated that he thinks it would be fine for her to bring her basket to a package store and they could sell her the alcohol wholesale which is cheaper because she is buying it retail. She may benefit from partnering with one of the package stores until we can figure it out.

Commissioner Charnel stated that today he found out that some of the galas he has been to have been illegally selling baskets with alcohol. He almost won a bucket of beer once and he could have been breaking the rules. He did not win it, but it is unfortunate. Councilor Rodrigues stated that you can give it away you just cannot sell it. Councilor Asack stated that she brought up the fact that they are buying raffle tickets to these events and is that illegal? Councilor Rodrigues replied, yes. Councilor Asack asked so what do we do then? Chairman Charnel stated he wanted to have Mrs. Silva heard in a public setting and tried to help and work with her but the decision does not lie with anyone in this room.

That would have to happen with Senator Brady maybe Gerry Cassidy at the state level and have her heard before the folks in Boston to produce a plan. Perhaps produce a little carveout to help a business like her. All the board can do is give her suggestions on what she can do right now which is partner with an establishment that has a license that she can use. It would be beneficial to her because they have buying power and they can buy it a lot cheaper and does not think it would be a problem. Councilor Asack stated for example she puts her name with Blanchard's, and she gets the alcohol, and their name is tied in with hers would that allow her to sell the baskets?

Chairman Charnel stated that Blanchard's is the one providing her the alcohol, but the real premise is tracking the consumption of what they are buying. People who have licenses cannot go to BJ's and buy liquor. Councilor Rodrigues replied even though they do. Lieutenant Bonanca stated that it would be under Blanchard's, and they would have the onus of selling the alcohol. She can put it together if they have an agreement. Chairman Charnel stated he would get one in writing, always get an agreement in writing. She can sell her product that way and maybe Boston will work on something that will help.

That is why he placed her on the agenda to try and produce a solution. Commissioner McGarry stated that there must be a huge floral association in Massachusetts that could go to the state. Councilor Asack stated she never thought about it until this came up and she would not do it regularly but every once in a while, someone would ask her to throw in a bottle of champagne like on Valentine's Day. She stated that Winston does it in Boston, so she is wondering how they do it. They have wine and cheese baskets. Chairman Charnel stated that they may have a license. Councilor Asack agreed that collaborating with the liquor store makes sense and is reasonable. She stated laws are for law abiding people and she is trying, and they appreciate it.

13. Hearing on a request from Teffy's Restaurant, LLC for a Change in Corporation on a Common Victualer license located at 74 West Elm Street, Brockton, MA.

Present was nobody.

A motion was made by Commissioner McGarry to move the item to the next scheduled License Commission meeting. The motion was seconded Commissioner Studenski and made unanimous by vote of the members present.

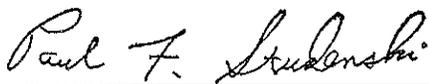
A motion was made by Commissioner McGarry to adjourn the meeting. The motion was seconded by Commissioner Studenski and made unanimous by vote of the members present.

Respectfully Submitted,

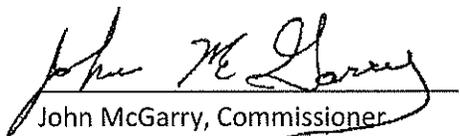


Jeffrey Charnel, Acting Chairman

APPROVED



Paul Studenski, Commissioner



John McGarry, Commissioner