TOWN OF BURLINGTON, MA  
BOARD OF SELECTMEN  
MINUTES  
General Session - 6:00 p.m.  
Burlington High School, School Committee Room  

MONDAY, JANUARY 22, 2018

Board of Selectmen Present: Christopher Hartling, Chairman; Joseph Morandi, Vice-Chairman; Robert Hogan; Michael Runyan; James Tigges  
Also Present: John Petrin, Town Administrator

GENERAL SESSION

Pledge of Allegiance  
The Chairman called the Board of Selectmen (BOS) meeting to order at 6:00 p.m. followed by the Pledge of Allegiance.

014 Promotion: Fire Departments  
Fire Chief Steve Yetman and Assistant Fire Chief Michael Patterson were present recommending the promotion of Firefighter Michael Bibbey to the rank of Lieutenant following the promotion of Lt. Paul to Captain. A list of candidates was requested from Civil Service and five Burlington fire fighters were interviewed for this promotion. All interviewees had fine qualifications with Firefighter Bibbey having additional certifications. T.A. Petrin agreed with this recommendation and promoted Firefighter Michael Bibbey to the position of Lieutenant and recommended the BOS waive the standard 15-day waiting period.

Motion: Selectman moved to waive the standard 15-day waiting period. Seconded by Selectman and approved. (5-0-0)

015 Promotion: DPW  
DPW Director John Sanchez was present to recommend Frank Anderson to the position of Buildings & Cemetery Lead Foreman. Mr. Sanchez described the many accomplishments of Mr. Anderson since starting employment with the Town in 2000. Town Administrator John Petrin (T.A. Petrin) agreed with this recommendation and appointed Mr. Anderson to the position and recommended the Board of Selectmen waive the standard fifteen-day waiting period.

Motion: Selectman Morandi moved to waive the standard fifteen day waiting period. Seconded by Selectman Runyan and approved. (5-0-0)

016 Approval:  
Board of Selectmen:  
• Cultural Council Committee: T.A. Petrin appointed Jonathan Sachs as a member of the Cultural Commission and recommended the Board of Selectmen waive the standard fifteen-day waiting period.
Motion: Selectman Hogan moved to waive the standard fifteen day waiting period. Seconded by Selectman Morandi and approved. (5-0-0)

• Historical Commission: At the recommendation of the Historical Commission, T.A. Petrin appointed Rob Costa as an alternate member of the Historical Commission and recommended the Board of Selectmen waive the standard fifteen-day waiting period.

Motion: Selectman Runyan moved to waive the standard fifteen day waiting period. Seconded by Selectman Hogan and approved. (5-0-0)

• Conservation Commission: At the request of John Keeley, Director of the Conservation Department, T.A. Petrin appointed Jennifer O'Riorden to the new position of associate Conservation Commissioner. Mr. Keeley had informed him that this would be a non-voting position, and would allow Ms. O'Riorden to assist the Commission while learning about the Commission's activities and duties. The Board of Selectmen agreed with the recommendation and waived the standard fifteen-day waiting period.

Motion: Selectman Morandi moved to waive the standard fifteen day waiting period. Seconded by Selectman Tigges and approved. (5-0-0)

017 Public Hearing: Liquor License Revocation

Bonefish Grill, LLC d/b/a Bonefish Grill, 4A Wayside Road

T.A. Petrin said this new public hearing was being held because of a posting issue with the December 18, 2017 revocation hearing. Since that hearing, our town counsel and the new counsel for Bonefish discussed the revocation action taken by the BOS on December 18, 2017. Representatives of Bonefish now understand that a license cannot be transferred to a location that already has a license. The licensee has agreed to continue to work with the landlord at Wayside to find a tenant for this liquor license so that the license does not leave that location. The BOS was satisfied and comfortable to allow Bonefish to keep the license and to allow the 2018 renewal of the liquor license and to release the revocation decision. However, if the licenses is not reactivated or transferred by July 1, 2018, they recommended the license be revoked. Agreements will be filed with the ABCC with a request for a withdrawal of the appeal filed with the ABCC. The ABCC will have to provide approval of this request to withdraw.

Motion: Selectman Morandi moved to close the public hearing. Seconded by Selectman Hogan and approved. (5-0-0)

Renewal of 2018 Outstanding Liquor License

Motion: Selectman Hogan moved that in consideration of Bonefish Grill, LLC's withdrawal of appeal filed with the ABCC of the action taken by the Board of Selectmen on December 18, 2017 to not renew the all alcohol license issued to Bonefish Grill, LLC at the premises of 4A Wayside Road, and upon payment of all fees due upon renewal, the Board of Selectmen shall restore and renew the Bonefish Grill all alcohol license for the premises at 4A Wayside Road, Burlington, MA. This agreement is to be filed with and approved by the ABCC. Seconded by Selectman Morandi and approved. (5-0-0)

Motion: Upon hearing and facts found on December 18, 2017 and January 22, 2018, that the all alcohol license granted to Bonefish Grill, LLC at the premises of 4A Wayside Road has been inactive since January 2017, and that this
license holder shall show cause why this license should not be revoked if not reactivated or transferred by July 1, 2018. Seconded by Selectman Morandi and approved. (5-0-0)

018 Public Hearing: Liquor License Revocation
Slesar Bros. Brewing Company, Inc.
d/b/a Burlington Beer Works, 34 Cambridge Street
T.A. Petrin has been working with the attorney for Burlington Beer Works and has had conversations with Building Commissioner John Clancy and Planning Director Kristin Kassner and all appears to be in order at this time. He recommended that the revocation public hearing be closed and a vote taken to not revoke and allow the licensee to move forward with building applications. He will keep in touch with Building and Planning. The members were satisfied and thanked T.A. Petrin for the work done on this issue.

Motion: Selectman Morandi moved to close the public hearing. Seconded by Selectman Tigges and approved. (5-0-0)

Motion: Selectman Hogan moved to not revoke the All Alcohol License for Slesar Bros. Brewing Company, Inc. d/b/a Burlington Beer Works, 34 Cambridge Street. Seconded by Selectman Morandi and approved. (5-0-0)

019 Public Hearing: Transfer All Alcohol Liquor License
From Burlington Forty-Niners d/b/a Knights of Columbus
8 Blanchard Road
To Bickford's Family Restaurant d/b/a Bickford's Grille
6 Cambridge Street
Attorney Tom Murphy of Shea, Murphy, Gulde requested this item be postponed to February 26, 2018.

Motion: Selectman Hogan moved to postpone the public hearing for the Transfer of an All Alcohol Liquor License from Burlington Forty-Niners d/b/a Knights of Columbus, 8 Blanchard Road to Bickford's Family Restaurant d/b/a Bickford's Grille, 6 Cambridge Street, to February 26, 2018. Seconded by Selectman Morandi and approved. (5-0-0)

020 Public Hearing: Transfer Wine & Malt
From Bickford's's Family Restaurant  d/b/a Bickford's Grille
6 Cambridge Street
To: Burlington Forty-Niners d/b/a Knights of Columbus
8 Blanchard Road
Attorney Tom Murphy of Shea, Murphy, Gulde requested this item be postponed to February 26, 2018.

Motion: Selectman Hogan moved to postpone the public hearing for the Transfer of a Wine & Malt Liquor License from Bickford's's Family Restaurant d/b/a Bickford's Grille, 6 Cambridge Street to Burlington Forty-Niners d/b/a Knights of Columbus, 8 Blanchard Road, to February 26, 2018. Seconded by Selectman Morandi and approved. (5-0-0)
021  Fine Review/Approval:  January 22, 2018 Town Meeting Warrant
Article 10, Create a Zoning Bylaw Review Committee by Adding a New Section 2.8 to the Burlington General Bylaws: The members were now satisfied with how this committee will monitor, review and make recommendations to Town Meeting regarding changes to the town's zoning bylaws.

Motion: Selectman Runyan moved to support Article 10, Create a Zoning Bylaw Review Committee by Adding a New Section 2.8 to the Burlington General Bylaws. Seconded by Selectman Morandi and approved. (5-0-0)

022  Approval:  Minutes

December 18, 2017

Motion: Selectman Hogan moved to approve the minutes of December 18, 2017. Seconded by Selectman Morandi and approved. (5-0-0)

January 8, 2018

Motion: Selectman Hogan moved to approve the minutes of January 8, 2018. Seconded by Selectman Morandi and approved. (4-0-1 with Selectman Tigges abstaining)

023  Subcommittee Reports
Selectman Runyan said the Burlington Area Chamber of Commerce's Black Tie event held at the Cafe Escadrille was a success and thanked Robert Murray for his contributions.

Selectman Tigges was very pleased with his tour of the Vinebrook water treatment plant.

024  Town Administrator’s Report
T.A. Petrin provided an update on snow and ice clearing as well as a difficult water leak

025  Chairman’s Report
The U.S. Under-18 Women's National Team captured a fourth consecutive gold medal at the 2018 International Ice Hockey Federation Under-18 Women's World Championship in Dmitrov, Russia. Chairman Hartling was very pleased to report that a member of that team was Burlington's Kelly Browne.

Chairman Hartling also reported that Burlington was a third place finisher in the 12,500 plus population category of the Massachusetts Municipal Association's 2016 Annual Report contest and congratulated all the town departments for the fine submissions and Betty McDonough for compiling and editing the report. This is the first time Burlington has won an award for an annual report.

026  Old/New Business:  None.

Citizen’s Time:  No one spoke.

Adjourn
Motion: Selectman Morandi moved to adjourn at 6:50 p.m. Seconded by Selectman Tigges and approved. (5-0-0)

Submitted by,

Betty McDonough, Recording Clerk
BURLINGTON, MA BOARD OF SELECTMEN
DOCUMENTS REVIEWED AT MEETING – MONDAY, JANUARY 22, 2018

Agenda
014 Promotion: Fire Departments - memo to JP from SY re promotion recommendation of Michael Bibbey for Lt. and background
015 Promotion: DPW - memo to JP from JS re promotion of Rich Reid to Buildings & Cemetery Lead Foreman
016 Approval: Boards and Committees: Cultural Council Committee - Jonathan Sachs background/Cultural Council; Historical Recommendation of Rob Costa as Historical member
017 Public Hearing: Liquor License Revocation, Bonefish Grill, LLC d/b/a Bonefish Grill, 4A Wayside Road; Renewal of 2018 Outstanding Liquor License - Public Hearing Notice
018 Public Hearing: Liquor License Revocation, Slesar Bros. Brewing Company, Inc., d/b/a Burlington Beer Works, 34 Cambridge Street - email from M Johnson re external grease trap interceptor; email from J Clancy re compliance review; email from attorney that issues have been addressed
019 Public Hearing: Transfer All Alcohol from Burlington Forty-Niners d/b/a Knights of Columbus, 8 Blanchard Road to: Bickford's Family Restaurant d/b/a Bickford's Grille, 6 Cambridge Street - 1/10/18 letter from Att. Murphy to postpone to 2/26.
020 Public Hearing: Transfer Wine & Malt from Bickfords's Family Restaurant d/b/a Bickford's Grille, 6 Cambridge Street to Burlington Forty-Niners d/b/a Knights of Columbus, 8 Blanchard Road - 1/10/18 letter from Att. Murphy to postpone to 2/26.
021 Fine Review/Approval: January 22, 2018 Town Meeting Warrant
022 Approval: Minutes - December 18, 2017; January 8, 2018
023 Subcommittee Reports -
024 Town Administrator’s Report -
025 Chairman’s Report -
026 Old/New Business -
Citizen’s Time -