

BOARD OF SELECTMEN

January 22, 2013

Needham Town Hall

Revised Agenda

	6:45	Informal Meeting with Citizens <i>One or more members of the Board of Selectmen will be available between 6:45 and 7:00 p.m. for informal discussion with citizens. While not required, citizens are encouraged to call the Selectmen's Office at (781) 455-7500 extension 204 in advance to arrange for an appointment. This enables the Board to better assure opportunities for participation and respond to citizen concerns.</i>
1.	7:00	Appointment of Commissioner of Trust Funds Joint Meeting with BOS and Trust Fund Commissioners
2.	7:10	Liquor License Hearing HST Lessee Needham LLC d/b/a Sheraton Needham Hotel, Charles York, Director of Operations
3.	7:40	Town Manager - Zoning Amendment/Medical Marijuana - Budget Consultation
4.	7:50	Board Discussion - New England Business Center Rebranding - Committee Reports
5.	8:00	Executive session Exception 3

APPOINTMENTS

1.	Downtown Streetscape Working Group	Maurice Handel (term expires 12/31/2013) Gary Levine (term expires 12/31/2013) Mike McKay (term expires 12/31/2013) Sam Bass Warner (term expires 12/31/2013) Walter Collins (term expires 12/31/2013) Andy Wise (term expires 12/31/2013) Tom Jacob (term expires 12/31/2013) Paul Good (term expires 12/31/2013) Gloria Greis (term expires 12/31/2013) Nelson Hammer (term expires 12/31/2013)
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CONSENT AGENDA *=Backup attached

1.*	Approve a Special One Day Wines & Malt Beverages License from Gloria Greis, of the Needham Historical Society to host its "Chocolate & Champagne Goes Country" event on Saturday, February 2, 2013 from 7:00 p.m. to 11:00 p.m. at Powers Hall in Needham Town Hall, 1471 Highland Avenue, Needham.
2.*	Approve a Special One Day Wines & Malt Beverages License from Jenny Small, of the Temple Beth Shalom to hold its "One Hit Wonders" Purim Shpiel event on Saturday

	February 23, 2013 from 6:30 p.m. to 11:00 p.m. at Temple Beth Shalom, 670 Highland Avenue, Needham.
3.*	Approve a Special One Day Wines & Malt Beverages License from Kathryn Lozano of the Charles River YMCA to host a “Friends of the Y” event on Thursday, January 31, 2013 from 6:00 p.m. to 7:30 p.m. at the Charles River YMCA, 380 Chestnut Street, Needham.
4.*	Approve a Special One Day All Alcoholic license from Kathryn Lozano of the Charles River YMCA to hold an event called “The Y Giving Gala” on November 16, 2013 from 6:00 p.m. to 11:00 p.m. in Powers Hall at Needham Town Hall, 1471 Highland Avenue, Needham.
5.*	Water & Sewer Abatement Order #1155
6.*	Approve minutes of October 25, 2012 and December 18, 2012 (open meeting) and December 18, 2012 October 25, 2012 (executive session)



**Board of Selectmen
TOWN OF NEEDHAM
AGENDA FACT SHEET**

MEETING DATE: 1/22/2013

Agenda Item	Appointment of Commissioner of Trust Funds
Presenter(s)	Joint Meeting with the Commissioners of Trust Funds

1.	BRIEF DESCRIPTION OF TOPIC TO BE DISCUSSED		
The Board of Selectmen and Commissioner of Trust Funds have identified a candidate for a vacancy on that Board.			
2.	VOTE REQUIRED BY BOARD OF SELECTMEN	YES	NO
<i>Suggested Motion:</i> That the Board of Selectmen and Commissioners of Trust Funds vote to appoint Barry Coffman to fill the vacancy on the Board through April 9, 2013.			
3.	BACK UP INFORMATION ATTACHED	YES	NO
a. Notice of Vacancy from the Town Clerk dated November 29, 2012 b. Resume for Barry Coffman			



Theodora K. Eaton, MMC
Town Clerk

TOWN OF NEEDHAM

Office of the Town Clerk

1471 Highland Avenue, Needham, MA 02492-0909

Telephone (781) 455-7510

Fax (781) 449-1246

Email: Teaton@needhamma.gov

RECEIVED
TOWN OF NEEDHAM
BOARD OF SELECTMEN
2012 DEC -4 P 2:12

November 29, 2012

Board of Selectmen and
Commissioners of Trust Funds
Town of Needham
1471 Highland Avenue
Needham, MA 02492

Dear Members of the Board of Selectmen and Commissioners of Trust Funds:

I have received a letter of resignation from the Commissioner of Trust Funds member Louise L. Miller effective as of October 3, 2012, the date of her appointment to the Finance Committee. However, the letter of resignation was received in my office on December 4, 2012. She has been appointed to the Needham Finance Committee and therefore cannot serve both as an elected official and a Finance Committee member according to the Town of Needham General By-Laws Section 1.11.

Once again, I would like to outline the methodology for filling a vacancy on an elected board under Massachusetts General Laws Chapter 41, Section 11, Subsection 81A:

"The remaining members (Commissioners of Trust Funds) write to the selectmen, within one month of the vacancy, informing them of the vacancy. Then, the selectmen, with the remaining members of the Commissioners of Trust Funds, after one week's public notice, fill the vacancy by roll call vote. If the remaining members do not inform the selectmen within one month, the selectmen fill the vacancy by themselves. In either case, a majority vote of all the officials eligible to vote is required to select a replacement. Whoever is selected must be a registered voter in the town and perform the duties of the office until the next Annual Town Election or until another person is qualified."

If you have any questions, please don't hesitate to contact me.

Sincerely,

Theodora K. Eaton, MMC,
Town Clerk

Cc: Kate Fitzpatrick, Town Manager
David Davison, Finance Director
Evelyn Poness, Treasurer



**Board of Selectmen
TOWN OF NEEDHAM
AGENDA FACT SHEET**

MEETING DATE: 1/22/2013

Agenda Item	Liquor License Hearing
Presenter(s)	David Tobin, Town Counsel

1.	BRIEF DESCRIPTION OF TOPIC TO BE DISCUSSED		
The Board of Selectmen, as the local licensing authority, will hold a hearing in accordance with the provisions of M.G.L. c. 138 Section 64. The purpose of the hearing will be to consider the modification, suspension, revocation or cancellation of the liquor license for HST Lessee Needham LLC d/b/a Sheraton Needham Hotel. Representatives of the Police Department will be present to provide evidence of the charges.			
2.	VOTE REQUIRED BY BOARD OF SELECTMEN	YES	NO
<i>Suggested Motion:</i> that the Board of Selectmen vote to determine that a violation of M.G.L. c. 138 Section 34 did (or did not) occur on November 29, 2012 at the Sheraton Needham Hotel <i>Suggested Motion:</i> that the Board of Selectmen vote to suspend for a period of _____ days the liquor license for HST Lessee Needham LLC d/b/a Sheraton Needham Hotel and authorize the Town Manager to hold the suspension in abeyance if appealed.			
3.	BACK UP INFORMATION ATTACHED	YES	NO
a. Notice of Hearing dated December 21, 2012 b. M.G.L. c. 138 Sections 12, 34, 64, and 67			



Office of the
TOWN MANAGER

TOWN OF NEEDHAM
TOWN HALL
1471 Highland Avenue
Needham, MA 02492-2669

COPY

12-21-12

TEL: (781) 455-7500
FAX: (781) 453-2522
TDD: (781) 455-7558

December 21, 2012

Charles York
Director of Operations
Sheraton Needham Hotel
100 Cabot Street
Needham, MA 02492

Dear Mr. York:

I have been informed by Police Chief Phil Droney that the Needham Police Department conducted a compliance check at your establishment on November 29, 2012 and determined that your staff served alcoholic beverages to a person under twenty-one years of age in violation of M.G.L. c. 138 Section 34.

The Board of Selectmen, as the local licensing authority, will hold a hearing at 7:00 p.m. on Tuesday, January 8, 2013 in accordance with the provisions of M.G.L. c. 138 Section 64. The purpose of the hearing will be to consider the modification, suspension, revocation or cancellation of the liquor license for the HST Lessee Needham LLC d/b/a Sheraton Needham Hotel. Representatives of the Police Department will be present to provide evidence of the charges made against you. At this hearing, you will be afforded reasonable opportunity to provide information to the Board regarding the charges.

It is expected that you will appear at this hearing. Please contact me if you have any questions.

Very truly yours,

Kate Fitzpatrick
Town Manager

Cc: Board of Selectmen
David Tobin, Town Counsel
Phil Droney, Police Chief
Gurki Singh, General Manager Sheraton Needham Hotel



Print

PART I ADMINISTRATION OF THE GOVERNMENT
(Chapters 1 through 182)**TITLE XX** PUBLIC SAFETY AND GOOD ORDER**CHAPTER 138** ALCOHOLIC LIQUORS

Section 12 Licenses authorizing sale of beverages to be drunk on premises; license to farmer-winery to serve wine on premises of winery located on the premises of farm; veterans' organizations, corporations, etc.; suspension or revocation; hours of sale; liqueurs and cordials; liquor legal liability insurance requirement

Section 12. A common victualler duly licensed under chapter one hundred and forty to conduct a restaurant, an innholder duly licensed under said chapter to conduct a hotel, a pub brewer and a keeper of a tavern as defined by this chapter, in any city or town wherein the granting of licenses under this section to sell all alcoholic beverages or only wines and malt beverages, as the case may be, is authorized by this chapter, subject however, in the case of a tavern, to the provisions of section eleven A, may be licensed by the local licensing authorities, subject to the prior approval of the commission, to sell to travelers, strangers and other patrons and customers not under twenty-one years of age, such beverages to be served and drunk, in case of a hotel or restaurant licensee, only in the dining room or dining rooms and in such other public rooms or areas of a hotel as the local licensing authorities may deem reasonable and proper, and approve in writing; and provided further, that the limitations relative to service and consumption in a restaurant or hotel only in the dining rooms and such other public rooms or areas deemed reasonable and proper by the local licensing authority shall not be deemed to preclude the restaurant or hotel from allowing a patron to retain and take off the premises only so much as may remain of a bottled wine purchased by the patron in conjunction with a meal and not totally consumed by the patron during such meal; provided further, that the bottle shall be resealed in accordance with regulations promulgated by the commission and transported in a manner authorized in section 24I of chapter 90 when carried in a motor vehicle, as defined in section 1 of said chapter 90; provided, that no tavern license shall be granted to the holder of a hotel license hereunder. Such sales may also be made, by an innholder licensed hereunder, to registered guests occupying private rooms in his hotel, and in the dining room or dining rooms and in such other public rooms or areas of buildings on the same premises as the hotel and operated as appurtenant and contiguous to and in conjunction with such hotel, and to registered guests occupying private rooms in such buildings and in the case of condominium accommodations that are located appurtenant and contiguous to and also upon the same premises as a hotel, sales may be made by the hotel licensee as the local licensing authorities may deem reasonable and proper, and approve in writing. Such sales may be made by a restaurant licensee at such stands or locations in a sports arena, stadium, ball park, race track, auditorium or in any one building at an airport as the local licensing authority

may deem reasonable and proper, and approve in writing. A local licensing authority may grant a license for the sale of all alcoholic beverages or a license for the sale of wines and malt beverages at any location on the grounds of a golf course as it deems reasonable and proper. Upon an application for a restaurant license, the local licensing authorities may in their discretion grant such a license authorizing the sale of alcoholic beverages on all days of the week or one authorizing such sale on secular days only, and the decision of such authorities as to which of the two types may be granted upon any particular application shall be final. During such time as the sale of such alcoholic beverages is authorized in any city or town under this chapter, the authority to grant innholders' and common victuallers' licenses therein under chapter one hundred and forty shall be vested in the local licensing authorities; provided, that if a person applies for the renewal of both a common victualler's license or an innholder's license under said chapter one hundred and forty and a hotel or a restaurant license, as the case may be, under this section and the local licensing authorities refuse to grant said common victualler's or innholder's license or fail to act on the applications therefor within a period of thirty days, such applicant may appeal therefrom to the commission in the same manner as provided in section sixty-seven and all the provisions of said section relative to licenses authorized to be issued by local licensing authorities under this chapter shall apply in the case of such common victualler's license or innholder's license.

The local licensing authority of any city or town wherein the granting of licenses under this section is authorized, notwithstanding any limitation on the number of licenses the city or town is authorized to grant in section 17, may grant a license to the holder of a farmer-winery license under section 19B or from any other state for service to travelers, strangers, and other patrons and customers who are at least 21 years of age, such wine to be served and drunk on the premises of the winery at such locations on the premises of the farm as the local licensing authority may deem reasonable and proper. For purposes of this section, a farm shall have the meaning ascribed to it in section 1A of chapter 128.

If a license granted under this section to a person holding a license as an innholder or common victualler is suspended or revoked for any particular cause, no action shall be taken on account thereof by such authorities with respect to such innholder's or common victualler's license prior to the expiration of the period provided for an appeal under section sixty-seven in case no such appeal is taken, or prior to the disposition of any such appeal so taken, nor thereafter, except for further cause, in case such disposition is in favor of the appellant. Any club in any city or town wherein the granting of licenses to sell alcoholic beverages, or only wines and malt beverages, as the case may be, is authorized under this chapter may be licensed by the local licensing authorities, subject to the approval of the commission, to sell such beverages to its members only, and also, subject to regulations made by the local licensing authorities, to guests introduced by members, and to no others.

The local licensing authorities of any city or town wherein the granting of licenses under this

section to sell all alcoholic beverages or only wines and malt beverages, as the case may be, is authorized by this chapter, may, subject to the approval of the commission and irrespective of any limitation of number of licenses contained in section seventeen, issue a license to any corporation the members of which are war veterans and which owns, hires or leases in such city or town a building, or space in a building, for the use and accommodation of a post of any war veterans' organization incorporated by the Congress of the United States, to sell such beverages to the members of such post only, and also, subject to regulations made by the local licensing authorities, to guests introduced by such members and to no others.

The local licensing authorities may determine in the first instance, when originally issuing and upon each annual renewal of licenses under this section, the amount of the license fee, for a tavern license or for any other license under this section for the sale of all alcoholic beverages, or for any other license under this section for the sale of wines and malt beverages, and provided that nothing herein shall prevent such authorities from establishing license fees differing in amounts within the limitations aforesaid for restaurant licenses authorizing such sale on secular days only. If different license fees are so established the fee for licenses authorizing the sale of alcoholic beverages on all days of the week shall not be more than twenty-five per cent higher than the fee for licensing such sale on secular days only. Before issuing a license to any applicant herefor under this section, or before a renewal of such license, the local licensing authority shall cause an examination to be made of the premises of the applicant to determine that such premises comply in all respects with the appropriate definition of section one and that the applicant is not less than twenty-one years of age and a person of good character in the city or town in which he seeks a license hereunder. No license shall be issued to any applicant who has been convicted of a violation of a federal or state narcotic drugs law.

The local licensing authorities may accept the surrender of a license issued under this section and may issue in place thereof to the same licensee any other form of license authorized under this section, and may allow as a credit on the fee for the new license the license fee paid for the license surrendered but no refund shall be authorized. Different licenses issued as aforesaid for any portion of the same license year to the same licensee shall count as one license for the purposes of section seventeen.

The hours during which sales of such alcoholic beverages may be made by any licensee as aforesaid shall be fixed by the local licensing authorities either generally or specially for each licensee; provided, however, that no such sale shall be made on any secular day between the hours of two and eight o'clock antemeridian and that, except as provided in section thirty-three, no such licensee shall be barred from making such sales on any such day after eleven o'clock antemeridian and before eleven o'clock postmeridian, and no tavern shall be kept open on any such day between one o'clock antemeridian and eight o'clock antemeridian; provided, further, that any such licensee or his manager shall not be prohibited from being on

the licensed premises at any time; provided, further, that the employees, contractors or subcontractors shall not be prohibited from being upon such premises at any time for the purpose of cleaning, making renovations, making emergency repairs to or providing security for, such premises or preparing food for the day's business or opening or closing the business in an orderly manner. The licensing authority shall not decrease the hours during which sales of such alcohol beverages may be made by a licensee until after a public hearing concerning the public need for such decrease; provided, however, that a licensee affected by any such change shall be given 2 weeks notice of the public hearing; provided further, that a local licensing authority, subject to the approval of the commission, may grant a license notwithstanding section 17 to sell wine for consumption on the winery premises to a winegrower authorized to operate a farmer-winery under section 19B, to sell malt beverages for consumption on the brewery premises to a farmer-brewer authorized to operate a farmer-brewer under section 19C and to sell spirits for consumption on the distillery premises to a farmer-distiller authorized to operate a farmer-distillery under section 19E; and provided further, that such licensees may sell for on premises consumption wines, malt beverages and spirits produced by the winery, brewery or distillery or produced for the winery, brewery or distillery and sold under the winery, brewery or distillery brand name.

No license issued under this section shall be subject to any condition or requirement varying the occupancy of the licensed premises as certified by any person or state or local agency charged with the administration or enforcement of the state building code or any of its rules or regulations.

No person, firm, corporation, association or other combination of persons, directly or indirectly, or through any agent, employee, stockholder, officer or other person, or any subsidiary whatsoever, licensed under the provisions of sections eighteen or nineteen shall be granted a license under this section.

In cities and towns which vote to authorize under section eleven the granting of licenses for the sale of all alcoholic beverages, specific licenses may nevertheless be granted under this section for the sale of wines or malt beverages only, or both. The licensing authorities may refuse to grant licenses under this section in certain geographical areas of their respective cities or towns, where the character of the neighborhood may warrant such refusal.

All malt beverages sold by a licensee under this section containing not more than three and two tenths per cent of alcohol by weight shall be expressly sold as such.

No malt beverage shall be sold on draught from a tap, faucet or other draughting device, unless there shall plainly appear on or attached to such device, in legible letters, the brand or trade name of the malt beverage so sold therefrom.

In any city or town wherein the granting of licenses under this section to sell alcoholic beverages or wines and malt beverages is authorized, a person may be granted a general on-premise license by the local licensing authorities, subject to the prior approval of the commission, authorizing him to sell alcoholic beverages without food to patrons and customers subject to all other relevant provisions of this chapter, provided that such beverages shall be sold and drunk in such rooms as the licensing authorities may approve in writing. The annual license fee for such general on-premise license shall be determined by the local licensing authority. For the purposes of section eleven an affirmative vote on subdivision A or B shall be considered an authorization for the granting of general on-premise licenses in a city or town.

A common victualler who holds a license pursuant to this section may provide on premises sample wine or malt beverage tasting; provided however, that such licensee shall not solicit orders for wine or malt for off premises consumption; and provided further, that any such wine tasting shall be limited to one ounce per serving and any such malt beverage tasting shall be limited to two ounces per serving and food shall be served in conjunction with any such wine or malt beverage tasting.

In any city or town which votes to accept the provisions of this paragraph, a common victualler, who holds a license under this section to sell wines and malt beverages may, upon written approval, also sell liqueurs and cordials pursuant to said license, subject, however, to all other licensing provisions of this chapter.

A common victualler who holds a license for the sale of all alcoholic beverages or holds a license for the sale of wines and malt beverages and who also holds pursuant to this section written approval to sell liqueurs and cordials pursuant to his license may provide on-premises sample liqueurs and cordials tasting; provided however, that a licensee shall not solicit orders for liqueurs and cordials for off-premises consumption; and provided, further, that any such liqueurs and cordials tasting shall be limited to 1/4 of an ounce per serving and food shall be served in conjunction with any liqueurs and cordials tasting.

A common victualler who holds a license for the sale of all alcoholic beverages may provide on premises sample alcoholic beverages tasting; provided, however, that a licensee shall not solicit orders for alcoholic beverages for off-premises consumption; and provided further, that any tasting of alcoholic beverages, other than wines and malt beverages, shall be limited to 1/4 of an ounce per serving and food shall be served in conjunction with any alcoholic beverages tasting.

No license shall be issued or renewed under this section until the applicant or licensee provides proof of coverage under a liquor legal liability insurance policy for bodily injury or

death for a minimum amount of \$250,000 on account of injury to or death of 1 person, and \$500,000 on account of any 1 accident resulting in injury to or death of more than 1 person. Proof of the insurance coverage required by this section shall be made by filing a certificate of insurance in a form acceptable to the local licensing authority. The insurance shall be subject to sections 5 and 6 of chapter 175A of the General Laws.

**PART I** ADMINISTRATION OF THE GOVERNMENT
(Chapters 1 through 182)**TITLE XX** PUBLIC SAFETY AND GOOD ORDER**CHAPTER 138** ALCOHOLIC LIQUORS**Section 34** Sale, delivery or furnishing alcoholic beverages to persons under twenty-one years of age; employment of persons under eighteen years of age

Section 34. No person shall receive a license or permit under this chapter who is under 21 years of age. Whoever makes a sale or delivery of any alcoholic beverage or alcohol to any person under 21 years of age, either for his own use or for the use of his parent or any other person, or whoever, being a patron of an establishment licensed under section 12 or 15, delivers or procures to be delivered in any public room or area of such establishment if licensed under section 12, 15, 19B, 19C or 19D or in any area of such establishment if licensed under said section 15, 19B, 19C or 19D any such beverages or alcohol to or for use by a person who he knows or has reason to believe is under 21 years of age or whoever procures any such beverage or alcohol for a person under 21 years of age in any establishment licensed under section 12 or procures any such beverage or alcohol for a person under 21 years of age who is not his child, ward or spouse in any establishment licensed under said section 15, 19B, 19C or 19D or whoever furnishes any such beverage or alcohol for a person under 21 years of age shall be punished by a fine of not more than \$2,000 or by imprisonment for not more than one year or both. For the purpose of this section the word "furnish" shall mean to knowingly or intentionally supply, give, or provide to or allow a person under 21 years of age except for the children and grandchildren of the person being charged to possess alcoholic beverages on premises or property owned or controlled by the person charged. Nothing in this section shall be construed to prohibit any person licensed under this chapter from employing any person 18 years of age or older for the direct handling or selling of alcoholic beverages or alcohol.

Notwithstanding the provisions of clause (14) of section 62 of chapter 149, a licensee under this chapter may employ a person under the age of 18 who does not directly handle, sell, mix or serve alcohol or alcoholic beverages.

**PART I** ADMINISTRATION OF THE GOVERNMENT
(Chapters 1 through 182)**TITLE XX** PUBLIC SAFETY AND GOOD ORDER**CHAPTER 138** ALCOHOLIC LIQUORS**Section 64** Suspension or revocation of license; hearing; notice; disqualification; surrender of license; refunds

Section 64. The licensing authorities after notice to the licensee and reasonable opportunity for him to be heard by them, may modify, suspend, revoke or cancel his license upon satisfactory proof that he has violated or permitted a violation of any condition thereof, or any law of the commonwealth. If at any hearing a licensee is charged with serving or selling alcohol or alcoholic beverages to a person under twenty-one years of age, written notice of said allegations shall be sent by the licensing authorities to the parent or guardian of such person. If the license is revoked, the licensee shall be disqualified to receive a license for one year after the expiration of the term of the license so revoked, and if he is the owner of the premises described in such revoked license, no license shall be issued to be exercised on said premises for the residue of the term thereof.

If it appears to the commission that a license has been issued under this chapter by the local licensing authorities in excess of the quota prescribed by section seventeen or in violation of section sixteen A or any other provision of this chapter, the commission shall, after notice to said authorities and to the holder of such license and after reasonable opportunity for them to be heard by it, revoke such license, whereupon such license shall be surrendered to said authorities, and the decision of the commission shall be final and conclusive. The holder of a license so revoked shall not be subject to prosecution for any sales theretofore made by him under such license on the ground that such license was illegally issued. The city or town whose licensing authorities issued any license so revoked shall forthwith refund to the holder thereof the entire fee paid therefor and authority is hereby granted to such city or town to pay the same out of any funds available.

**PART I** ADMINISTRATION OF THE GOVERNMENT
(Chapters 1 through 182)**TITLE XX** PUBLIC SAFETY AND GOOD ORDER**CHAPTER 138** ALCOHOLIC LIQUORS**Section 67** Appeals on refusal to grant or revocation of license; hearing; notice of approval; revocation by commission; reappeal

Section 67. Any applicant for a license who is aggrieved by the action of the local licensing authorities in refusing to grant the same, or by their failure to act within the period of thirty days limited by section sixteen B, or any person who is aggrieved by the action of such authorities in modifying, suspending, cancelling, revoking or declaring forfeited the same, may appeal therefrom to the commission within five days following notice of such action or following the expiration of said period, upon petition in writing, setting forth all the material facts in the case.

The commission shall hold a hearing upon each such appeal, requiring due notice to be given to all interested parties. The decision of the commission shall be made not later than thirty days after the completion of the hearing.

If the commission approves the action of the local licensing authorities it shall issue notice to them to that effect, but if the commission disapproves of their action it shall issue a decision in writing advising said local authorities of the reasons why it does not approve, and shall then remand the matter to the said local authorities for further action. The commission shall not in any event order a license to be issued to any applicant except after said applicant's application for license has first been granted by the local authorities.

Pending a decision on the appeal, the action of the local licensing authorities shall have the same force and effect as if the appeal had not been taken. Upon the petition of twenty-five persons who are taxpayers of the city or town in which a license has been granted by such authorities, or who are registered voters in the voting precinct or district wherein the licensed premises are situated, the commission shall, or upon its own initiative the commission may, investigate the granting of such a license or the conduct of the business being done thereunder, and shall, after a hearing, modify, suspend, revoke or cancel such license if, in its opinion, circumstances warrant.

If the local licensing authorities fail to suspend, revoke, cancel or declare forfeited a license or to perform any other disciplinary act when lawfully ordered so to do by the commission upon appeal or otherwise, within such reasonable time as it may prescribe, the commission may itself revoke such license or perform such act, with the same force and effect as if issued or

performed by the local licensing authorities, but no license shall be issued by the commission except in ratification of a prior issuance to the same party by the local authorities.

In any case in which the commission finds during said hearing that the licensee pursuant to section 12 has served or sold alcohol or alcoholic beverages to either a person under 21 years of age in violation of section 64 or to an intoxicated person in violation of section 69 within the 24 months immediately preceding the date of the alleged violation which is the subject of the hearing, said commission may, in addition to any other sanctions or conditions it may impose, require as a condition precedent to any modification, reinstatement or renewal of said license thereafter that the licensee provide a certificate of insurance for liquor liability of the licensee to a limit of not less than \$100,000 to any one person and \$200,000 to all persons; provided, however, that if the licensee is required to obtain insurance coverage under said section 12, then the licensing authority may increase the limits set by said section 12. In any other case in which the commission may act pursuant to this section, it may increase, but not decrease, the limits of liquor liability insurance, if any, required by the local licensing authorities as a condition precedent to the modification, reinstatement or renewal of a license.

After receipt by the local licensing authorities of a decision from the commission as set forth in the third paragraph hereof, any applicant for renewal of a license or any licensee who is aggrieved by the action of the local licensing authorities modifying, cancelling, revoking or declaring forfeited a license or failing to issue a license, which would in effect renew for one year a license held during the previous year by the applicant may, if the said local licensing authority fails within five days after receipt of said decision to take the action recommended therein, again appeal to the commission, upon petition in writing setting forth all the material facts in the case. In the event of such reappeal, the commission shall hold a hearing on such reappeal, requiring due notice to be given to all interested parties. If the commission, on such reappeal approves the action of the local licensing authorities, it shall issue notice to them to that effect, but if the commission disapproves their action, it shall issue a decision in writing advising said local authorities of the reasons why it does not approve. This decision of the commission on reappeal shall be final; provided, that in no event shall the commission order the local licensing authorities to issue any licenses to an applicant not a party to the appeal. If the local licensing authorities fail to issue a license which would have the effect of renewing for one year a license held by the applicant during the previous year, subject to the limitation set forth herein, or to perform any other act when lawfully ordered so to do by the commission upon reappeal, within such time as it may prescribe, the commission may itself, after such reappeal, issue such license to a party to the appeal or perform such act, with the same force and effect as if issued or performed by the local licensing authorities.

Hearings by the commission on appeals as required by the provisions of this section may be held in the discretion of the commission when required by public convenience or shall be held

upon written request of twenty-five persons who are taxpayers of the city or town in which the license is intended to be exercised, in the nearest of the following cities or towns to the city or town in which the license is intended to be exercised:—Pittsfield, Greenfield, Springfield, Worcester, Fitchburg, Boston, Barnstable, New Bedford, Brockton, Lowell or Salem.

Upon the receipt of such appeal the commission shall forthwith notify the local licensing authorities thereof by mailing registered mail and said request shall be made within ten days of such mailing.



**Board of Selectmen
TOWN OF NEEDHAM
AGENDA FACT SHEET**

MEETING DATE: 1/22/2013

Agenda Item	Zoning Amendment/Medical Marijuana
Presenter(s)	Kate Fitzpatrick, Town Manager

1.	BRIEF DESCRIPTION OF TOPIC TO BE DISCUSSED		
The Town Manager will recommend that the Board ask the Planning Board to develop an amendment to the Zoning By-law that would impose a moratorium on the location of medical marijuana facilities in the Town of Needham including but not limited to the operation of medical marijuana clinics and the cultivation of marijuana plants, until March 1, 2014. Given that the system for regulating medical marijuana at the State level is not yet clear, and the Town has not had the opportunity to study and discuss the land use implications of the new law, it would be beneficial to establish an interim restriction on the establishment of such uses in the Town to provide the opportunity to develop a framework for regulating these uses under the Town's Zoning By-law. The proposed moratorium would provide adequate opportunity for the development of such zoning to be presented to the 2014 Annual Town Meeting, if warranted.			
2.	VOTE REQUIRED BY BOARD OF SELECTMEN	YES	NO
<i>Suggested Motion:</i> That the Board vote to ask the Planning Board to develop an amendment to Town of Needham Zoning By-law to impose a moratorium on the establishment of medical marijuana uses in the Town of Needham until March 1, 2014.			
3.	BACK UP INFORMATION ATTACHED	YES	NO



**Board of Selectmen
TOWN OF NEEDHAM
AGENDA FACT SHEET**

MEETING DATE: 1/22/2013

Agenda Item	Budget Consultation
Presenter(s)	Kate Fitzpatrick, Town Manager Dave Davison, Assistant Town Manager/Finance

1.	BRIEF DESCRIPTION OF TOPIC TO BE DISCUSSED		
The Town Manager and Assistant Town Manager/Finance will discuss the fiscal year 2014 operating budget. The Town Manager's budget presentation is scheduled for January 29, 2013.			
2.	VOTE REQUIRED BY BOARD OF SELECTMEN	☐ YES	☒ NO
3.	BACK UP INFORMATION ATTACHED	☐ YES	☒ NO

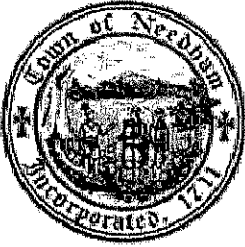


**Board of Selectmen
TOWN OF NEEDHAM
AGENDA FACT SHEET**

MEETING DATE: 1/22/2013

Agenda Item	New England Business Center Rebranding
Presenter(s)	Board Discussion

1.	BRIEF DESCRIPTION OF TOPIC TO BE DISCUSSED		
At its meeting on December 18, 2012, The Board held a public hearing to seek input into the process of renaming the area of Town to the East of Route 128 currently designated as the New England Business Center (NEBC). After the close of the hearing, many interested parties submitted suggested names, all of which were forwarded to the Council of Economic Advisors for its consideration. The Board requested the Council of Economic Advisors review the information presented at the hearing and after, and make a recommendation for further action. The Council of Economic Advisors has recommended that the area be rebranded as "Needham Crossing."			
2.	VOTE REQUIRED BY BOARD OF SELECTMEN	YES	NO
<i>Suggested Motion:</i> That the Board of Selectmen vote to recommend that the New England Business Center (NEBC) be renamed "Needham Crossing."			
3.	BACK UP INFORMATION ATTACHED	YES	NO
a. Summary memo from Devra Bailin, Director of Economic Development, dated January 11, 2013			



Town of Needham
Director of Economic Development
Planning and Community Development Department
500 Dedham Avenue
Public Services Administration Building
Needham, Massachusetts 02492
781-455-7550 x213

MEMORANDUM

To: Board of Selectmen
From: Devra G. Bailin
Date: January 11, 2013
Re: NEBC Rebranding and Marketing

SUMMARY

On January 9, 2013, at the request of the Board of Selectmen, the Council of Economic Advisors met to make a recommendation on the new name for the New England Business Center ("NEBC"). Before taking a vote, the members, together with other parties interested in the rebranding effort, reviewed a memorandum drafted by the Director of Economic Development outlining the work to date of the Branding and Marketing Subcommittee and marketing consultant, reviewed the Comprehensive List of Names created during the public hearing process conducted by the Board of Selectmen (and thereafter), and discussed the information and the proffered names.

After considerable discussion, a motion was made to recommend to the Board of Selectmen that the area on the other side of Route 128, including the NEBC, be called Needham Crossing. The motion was passed with two members (one from the Board of Selectmen and one from the Planning Board) abstaining.

RATIONALE

The recommendation was based in large part on the members' adoption of the suggested positioning derived during prior meetings of the Branding and Marketing Subcommittee participants as guided by the consultant: "[NAME] welcomes world-class businesses and complimentary retailers in a modern, connected, mixed-use urban layout that embraces contemporary architecture and urban design." The positioning statement was in turn derived from the unique qualities and amenities of the area. The members also focused on the key messaging previously outlined, which were descriptive of the new vision embodied in the 2011 rezoning: urban, real, ready, flexible and accessible.

There was unanimous consensus that the use of the existing "Needham" brand, which was strong with little or no perceived negatives in the market, was an essential component to any name chosen. The desire of the CEA was to "reclaim" the area and give it a distinctly Needham moniker. The members, therefore, adopted the naming strategy recommended by the consultant, which was to use "Needham [modifier]" or "[modifier] Needham" and to focus on a modifier with one or two syllables which worked vocally with "Needham" and accurately reflected the vision. The members also understood the importance of selecting a name that encompassed the surrounding residential neighborhoods and was inclusive of those uses as well.

Based on those principles set forth above, the members and invitees noted that Needham Crossing accurately defines the area both geographically (crossing of the Charles River and Route 128) and figuratively (crossing into an area with a very different vision from the rest of Needham with its mix of uses and urban scale). It is a natural and not contrived name which is in line with those used for the Center and the Heights. It was noted that, although not everyone's favorite name, it was found on most people's idea of an acceptable one. It was also thought to afford great opportunities in terms of logo, tagline, marketing, and branding. The group also noted that, given the future highway work, there is an opportunity to get the new name "Needham Crossing" on the highway signage to further heighten its connection to the unique mixed use community.

As to the issue of whether the NEBC should be given a different name from the rest of area on the other side of Route 128, it was noted that the marketing consultant believed the name chosen was for the NEBC alone, and, while it may become synonymous with the entire area, that was not the charge. The consensus was that the name would come to define the entire area and that the developers and owners will in practice name and market their buildings, most likely based on the principal tenant. (For example, TripAdvisor at Needham Crossing...)

Further detail of the discussions may be found in the Minutes of the CEA Meeting of January 9, 2013.



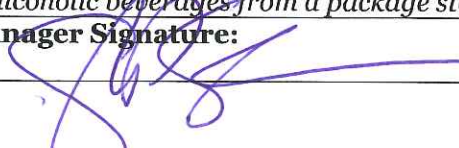
**Board of Selectmen
TOWN OF NEEDHAM
AGENDA FACT SHEET**

MEETING DATE: 01/22/2013

Agenda Item	Committee Reports
Presenter(s)	Board Discussion

1.	BRIEF DESCRIPTION OF TOPIC TO BE DISCUSSED		
<i>Board members will report on the progress and / or activities of their Committee assignments.</i>			
2.	VOTE REQUIRED BY BOARD OF SELECTMEN	YES	NO
3.	BACK UP INFORMATION ATTACHED	YES	NO
(Describe backup below)			
None			

**ONE DAY SPECIAL LICENSE
TOWN OF NEEDHAM BOARD OF SELECTMEN
EVENT INFORMATION SHEET**
(Please complete and attach event flyer or other information.)

Event Manager Name (Name that will appear on license)	GLORIA GRIES		
Event Manager Address	1147 CENTRAL AVE, NEEDHAM		
Event Manager Phone Number	781-455-8860		
Organization Representing (if applicable)	NEEDHAM HISTORICAL SOCIETY		
Is the organization (if applicable) you are representing non-profit? If so, please attach proof of non-profit status.	☒ Non-profit ☐ For profit ☐ Proof of non-profit status is attached Form of Proof: _____		
Name of Event	CHOC. & CHAMPAGNE GOSS COUNTRY		
Date of Event	2-2-2013		
License is for Sale of:			
☒ Wines & Malt Beverages Only ☐ All Alcoholic Beverages (for non-profit groups only)			
Requested Time for Liquor License	FROM:		TO:
		7:00 PM	11:00 PM
Are tickets being sold in advance for this event?	☒ YES	\$ 55/per ticket	☐ NO
Is there an admission fee for this event?	☒ YES	\$ 60/per ticket	☐ NO
Are you using dues collected to purchase alcohol for this event?	☐ YES	☒ NO	
How many people are you expecting at this event?	300 + -		
Name & address of event location. Please attach proof of permission to use this facility.			
POWERS HALL, NEEDHAM TOWN HALL			
Who will be serving the alcohol to your guests? JOHN MERI PROFESSIONAL SERVICES			
A-TIPS TRAINED BARTENDING SERVICE			
Bartenders and/or servers of alcohol, beer and/or wine must have completed in the past three years an appropriate Massachusetts alcoholic beverages server-training program. Please state below who will be serving alcohol, beer and/or wine and attach proof of their training (certificate).			
will be provided shortly Attached.			
Please use the space below to describe the manner in which alcohol will be served to your guests. (For example, will guests be served alcohol or will they need to purchase it from the bar?) Please attach floorplan (can be hand drawn) of the event facility with liquor delivery plan.			
Bartender Service only. CASH BAR.			
☒ I understand that the alcohol purchased for this event must be purchased from a licensed wholesaler/importer, manufacturer, farmer-winery, farmer-brewery or special permit holder and that I have received a current list of wholesalers. (A person holding a Section 14 license cannot purchase alcoholic beverages from a package store. (MGL Ch. 138, Sec 14, 23; 204 CMR 7.04))			
Event Manager Signature:			Date:
			GLORIA GRIES 1/7/2013

THE NEEDHAM HISTORICAL SOCIETY
CHOCOLATE & CHAMPAGNE



★★★★★
**GOES
COUNTRY!** ★

with the music
performed by the

.....
**Catie Offerman
Country Band**
.....

Saturday, February 2nd, 2013
Powers Hall - Needham Town Hall
7pm - Until the cows come home
{ dancing ends at 10:30 }



Blue Ribbon BBQ, Wine,
Beer, Desserts, & Auction



Needham Bank
YOUR FUTURE. OUR FOCUS.



Roche Bros.





Needham Historical Society
1147 Central Avenue
Needham, MA 02492



Singer/song writer
Catie Offerman is a
rising star from Texas
with singles "Kissing
in the Dark" and
"You're From Texas"

Tickets \$55 or \$60 at the door.

Send a check (payable to Needham
Historical Society) to 1147 Central Ave.
Needham, MA 02492

Or purchase online until Jan. 31st at
www.needhamhistory.org/tickets

For more info: 781-455-8860 or
greis@needhamhistory.org



Massachusetts Restaurant Association

95-A Turnpike Road, Westborough, MA 01581-2850

TEL (508) 366-4144 • 1-800-852-3042 (MA Only WATS) • FAX (508) 366-46

MASSACHUSETTS

COMMERCIAL DRIVER'S LICENSE

NUMBER [REDACTED] ISS 01-03-2000 END

EXP [REDACTED] DOB [REDACTED]

CLASS REST HGT SEX

JOHN P
109 CAMBRIDGE TPK
LINCOLN, MA
01773-1913

John P. Neri

April 22, 1998

Congratulations! You have successfully completed *The Educational Foundation of the National Restaurant Association's "BAR CODE: Serving Alcohol Responsibly"* program. Your certificate of completion is enclosed.

You should keep this certificate in a safe place. At the top of the form is *your* permanent certificate number. This is very important should you ever lose the certificate and wish a replacement.

We wish you well in your foodservice career and hope you feel free to contact us if we can be of assistance to you.

Sincerely,

Peter G. Christie

Peter G. Christie
Executive Vice President

NO. 183185

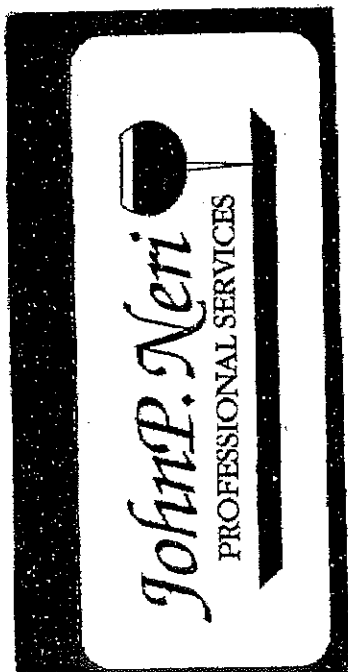
JOHN P. NERI

DATE April 7, 1998

ID NUMBER [REDACTED]

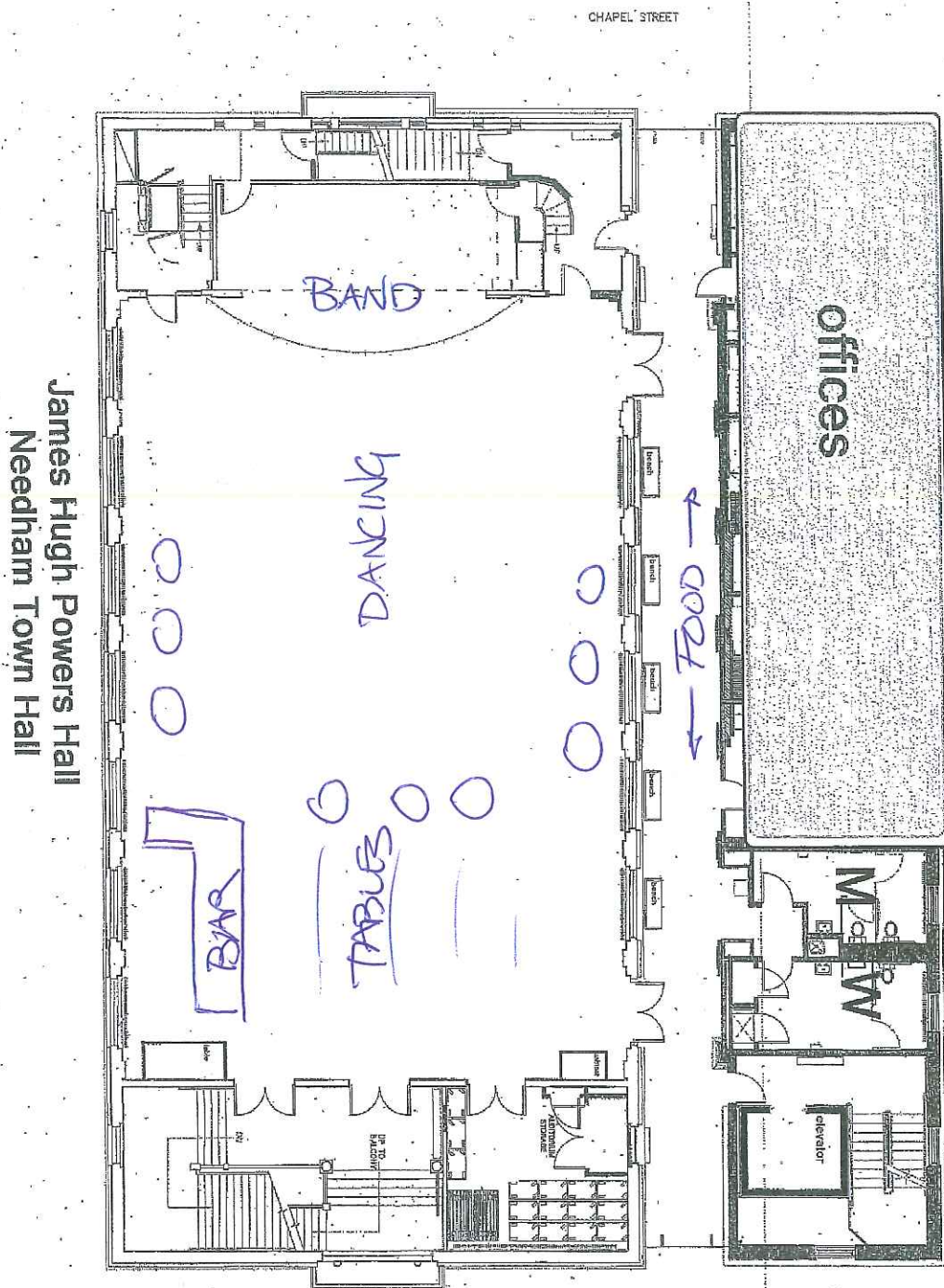
As a Bar Code professional, I pledge to use my knowledge and training to serve guests confidently. And responsibly.

781-258-7432
JPNeri109@hotmail.com



NEEDHAM TOWN SOCIETY
 Chocolate & Champagne for Country!
 2 FEB 2013
 GLORIA GREEN, 9:9reis@ren.com

Furniture
 Available:
 (18) 60"x30" tables
 (6) 72"x30"
 folding tables
 (8) 96"x30"
 tables
 350 audience chairs



Chairs:
 Hall floor can
 accommodate
 330 chairs
 with center
 aisle.
 Balcony:
 seats 90
 not available
 for events with
 alcohol.
 Dimensions for
 hall and stage
 contained in
 online
 regulations.
 Drawing
 scale will only be
 accurate when printed on
 11x17 paper at 100%.

NEEDHAM TOWN HALL
 Needham, Massachusetts

SKF-2

**ONE DAY SPECIAL LICENSE
TOWN OF NEEDHAM BOARD OF SELECTMEN
EVENT INFORMATION SHEET**
(Please complete and attach event flyer or other information.)

Event Manager Name (Name that will appear on license)	Jenny L. Small		
Event Manager Address	27 Richard Rd. Needham, MA 02492		
Event Manager Phone Number	781-559-3153 / 734-255-0420 (c)		
Organization Representing (if applicable)	Temple Beth Shalom, Needham		
Is the organization (if applicable) you are representing non-profit? If so, please attach proof of non-profit status.	☒ Non-profit ☐ For profit ☐ Proof of non-profit status is attached Form of Proof: _____		
Name of Event	"One Hit Wonders" Purim Shpiel		
Date of Event	2/23/13		
License is for Sale of:			
☒ Wines & Malt Beverages Only ☐ All Alcoholic Beverages (for non-profit groups only)			
Requested Time for Liquor License	FROM:	6:30 PM	TO: 11:00 PM
Are tickets being sold in advance for this event?	☒ YES	\$ 14 /per ticket	☐ NO
Is there an admission fee for this event?	☒ YES	\$ 14 /per ticket	☐ NO
Are you using dues collected to purchase alcohol for this event?	☒ YES	☐ NO	
How many people are you expecting at this event?	175-200		
Name & address of event location. Please attach proof of permission to use this facility.			
Temple Beth Shalom, 670 Highland Ave, Needham 02494			
Who will be serving the alcohol to your guests?			
Boston's Best Bartending			
Bartenders and/or servers of alcohol, beer and/or wine must have completed in the past three years an appropriate Massachusetts alcoholic beverages server-training program. Please state below who will be serving alcohol, beer and/or wine and attach proof of their training (certificate).			
Thomas Ryan Jr., Tina Ghikas			
Please use the space below to describe the manner in which alcohol will be served to your guests. (For example, will guests be served alcohol or will they need to purchase it from the bar?) Please attach floorplan (can be hand drawn) of the event facility with liquor delivery plan.			
Guests will purchase drink tickets from event volunteers, at \$4/ticket. A ticket can be exchanged at the bar for 1 beer or 1 glass of wine.			
☒ I understand that the alcohol purchased for this event must be purchased from a licensed wholesaler/importer, manufacturer, farmer-winery, farmer-brewery or special permit holder and that I have received a current list of wholesalers. (A person holding a Section 14 license cannot purchase alcoholic beverages from a package store. (MGL Ch. 138, Sec 14, 23; 204 CMR 7.04))			
Event Manager Signature:	J. Small		Date: 1/9/13



etIPS On Premise

SSN: XXX-XX-XXXX

Issued: 8/15/2010

Expires: 8/15/2013

ID#: 2845883

Expires: XXXXX/XXXX
D.O.B.:

Tina Gikas

44 Loomis St Apt 309

Malden, MA 02148-2008

For service visit us online at www.getips.com

Congratulations!

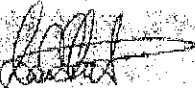
You have successfully completed the ServSafe Alcohol Responsible Alcohol Service Training and Certification Program. This is your official ServSafe Alcohol® Certification Card and provides confirmation that you have studied, and are knowledgeable about, how to serve alcohol responsibly.

Thank you for participating in the ServSafe Alcohol program. Responsible alcohol service begins with the choices you make, and ServSafe Alcohol training will help you make the right decision when the moment arises. By completing the ServSafe Alcohol program, you show your dedication to safe and responsible alcohol service. The ServSafe Alcohol program and the National Restaurant Association are dedicated to helping you continue to raise the bar on alcohol safety.

To learn more about our full suite of responsible alcohol service training products, contact your State Restaurant Association, your distributor or visit us at www.ServSafe.com.

We value your dedication to responsible alcohol service and applaud you for making the commitment to keep your operation, your customers and your community safe.

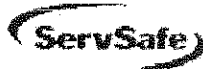
Sincerely,



David Gilbert

Chief Operating Officer, National Restaurant Association
Executive Director, National Restaurant Association Solutions

In Alaska you must laminate your card for it to be valid.



800 564 7777

www.servsafe.com

ServSafe Alcohol® CERTIFICATE

Thomas Ryan Jr.

and expires nine years from the date of the examination. (Not applicable)

DATE OF EXAMINATION

4/8/2010

NATIONAL
RESTAURANT
ASSOCIATION

Student Name	Thomas Ryan Jr.
Class Number	518823
Exam Date	4/8/2010
Expiration Date	4/8/2013

Overall Test Score	82
Domestic Test Score	85
Passing % Score	75
Status	PASSED

NOTE: You can access your score and certification information anytime at www.ServSafe.com with the class number provided on this form.

Please make a copy of your ServSafe Alcohol Certificate Card for your records. Replacement copies can be obtained for a fee by contacting the Certificate and Sales Services Request Form available at www.servsafe.com.

Please feel free to address any questions regarding your certification to the National Restaurant Association Service Center Department.

For more information, call 800 564 7777, ext. 6122.

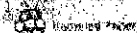


175 West Jackson Boulevard, Suite 1500
Chicago, IL 60604-2614

1-800-SERVSAFE
312-715-1010 in Chicagoland

www.ServSafe.com

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Temple Beth Shalom Presents

שמע ישראל!

LISTEN UP, O ISRAEL...

PURIM IS COMING, AND PURIM IS



KIDS' PURIM SHOWS - Sunday, February 10th – We will be doing a kids-friendly version of our Purim show on Sunday afternoon preceding our carnival.

12:15-12:45 PM in our Sanctuary – A show for our **children ages 2-6 (including those in Kindergarten) and their families**. These youngest children will then have some time to themselves in the Carnival from 12:45-1:15 PM.

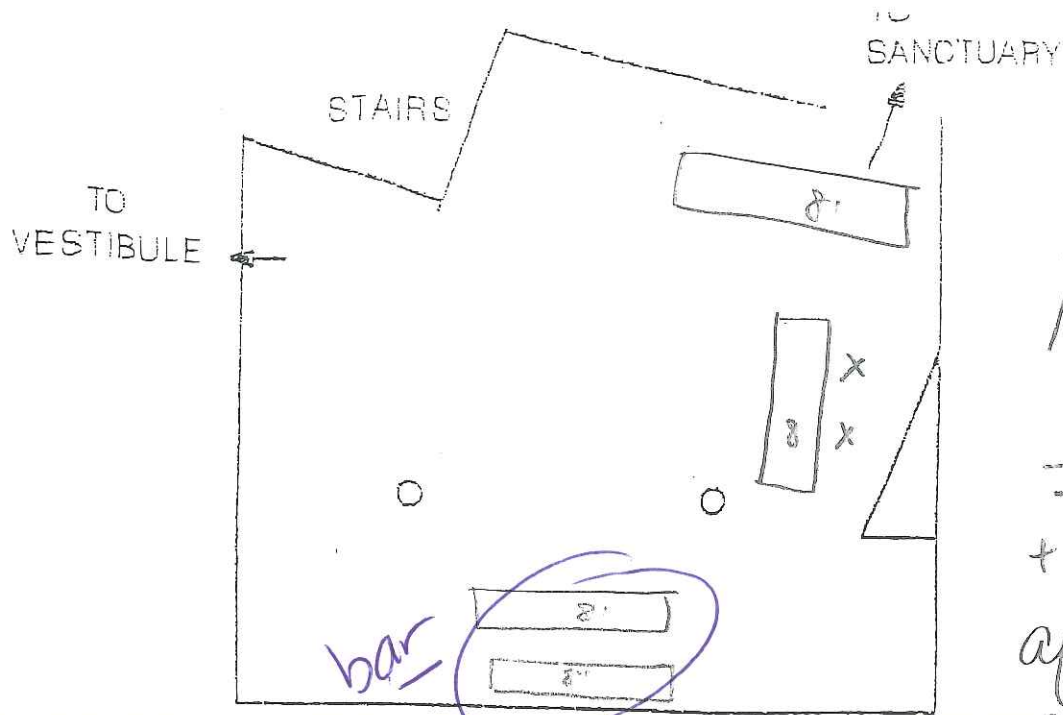
12:45-1:15 PM in our Sanctuary – A show for our **children in grades 1-5 and their families**. Regardless of whether or not a child is in religious school during these hours, all are invited to join in this Purim show and *megillah* retelling.

PURIM CARNIVAL - Sunday, February 10th @ 1:15 PM – **Fun and games for children and their families! Buy tickets at the door for games and food!**

“ONE HIT WONDERS” PURIM SHPIEL AT TBS – ONLY FOR ADULTS

Saturday, February 23rd @ 7:30 PM – This year's Purim show will feature the music from your favorite One Hit Wonders with lyrics rewritten to tell the Purim story. Appetizers and dessert foods will be served, and a “cash bar” will be available. The cost is \$12 per person, and the **registration form appears inside The Scroll**. **You can also register on the TBS website at www.tbsneedham.org**. This will be a fantastic night for adults only, with time for schmoozing with friends, much revelry, many Purim antics, and lots of fun! All are invited to dress up for the occasion...any fun costume of your choosing is great (with bonus *mitzvah* points to those who reflect the number one)!

ADULT MEGILLAH READING - Sunday, February 24th @ 9:00 AM – Join us in our Sanctuary as we explore the entire story of Purim as it appears in the Megillah. Our English reading will include questions, groggers, and discussion of the story that will help us to discover modern meaning and insight.



ATRIUM
34'6" BY 35'6"

All tables
without cloths

Please
Simon Hall
Pet by
3/8 - afternoon

+ Atrium
after Bar Mitz
on Saturday

TABLE INFORMATION

- 26 60" Round Tables (seats a maximum of 10)
- 4 72" Round Tables (seats a maximum of 12)
- 21 8" Long Tables (seats a maximum of 5 on each side)
- 5 6' Long Tables (seats a maximum of 3 on each side)

EXPANSION AREA
19'6" BY 47'0"

EMERGENCY
EXIT

ready by

~~2/8~~

2/22

(FOLDING DOORS)

bar

20'60"
rounds
10 chairs
each
no clothes
on tables

projector

15
chairs
against
wall

3 pieces of staging

Stairs
SIMON HALL
57'6" BY 50'6"

DRUM
CISCI

screen door

TO
KITCHEN

ALCOVE
24'6" BY 20'0"

22-642-2210

**ONE DAY SPECIAL LICENSE
TOWN OF NEEDHAM BOARD OF SELECTMEN
EVENT INFORMATION SHEET**
(Please complete and attach event flyer or other information.)

Event Manager Name (Name that will appear on license)	Kathryn Lozano		
Event Manager Address	863 Great Plain Ave Needham, MA		
Event Manager Phone Number	781 444 6400		
Organization Representing (if applicable)	Charles River YMCA		
Is the organization (if applicable) you are representing non-profit? If so, please attach proof of non-profit status.	☒ Non-profit ☐ For profit ☒ Proof of non-profit status is attached Form of Proof: <u>501(c)(3)</u>		
Name of Event	Friends of the Y		
Date of Event	1/31/2013		
License is for Sale of:			
☒ Wines & Malt Beverages Only ☐ All Alcoholic Beverages (for non-profit groups only)			
Requested Time for Liquor License	FROM:	TO:	
	6:00 pm	7:30 pm	
Are tickets being sold in advance for this event?	☐ YES \$	/per ticket	☒ NO
Is there an admission fee for this event?	☐ YES \$	/per ticket	☒ NO
Are you using dues collected to purchase alcohol for this event?	☐ YES	☒ NO	
How many people are you expecting at this event?	50-75		
Name & address of event location. Please attach proof of permission to use this facility.			
YMCA @ Chestnut St 380 Chestnut St Needham, MA 02492			
Who will be serving the alcohol to your guests?			
Staff from the Y Kathy Lozano			
Bartenders and/or servers of alcohol, beer and/or wine must have completed in the past three years an appropriate Massachusetts alcoholic beverages server-training program. Please state below who will be serving alcohol, beer and/or wine and attach proof of their training (certificate).			
Guests will be offered a glass of wine or beer along with passed hors d'oeuvres.			
Please use the space below to describe the manner in which alcohol will be served to your guests. (For example, will guests be served alcohol or will they need to purchase it from the bar?) Please attach floorplan (can be hand drawn) of the event facility with liquor delivery plan.			
see attached.			
☒ I understand that the alcohol purchased for this event must be purchased from a licensed wholesaler/importer, manufacturer, farmer-winery, farmer-brewery or special permit holder and that I have received a current list of wholesalers. (A person holding a Section 14 license cannot purchase alcoholic beverages from a package store. (MGL Ch. 138, Sec 14, 23; 204 CMR 7.04))			
Event Manager Signature:			Date:
Kathryn Lozano			1/15/2013



CERTIFICATE OF COMPLETION

This is to Certify that

Kathryn Lozano

has met all training requirements and successfully completed the following course and/or exam.

SureSell Responsible Alcohol Service Training

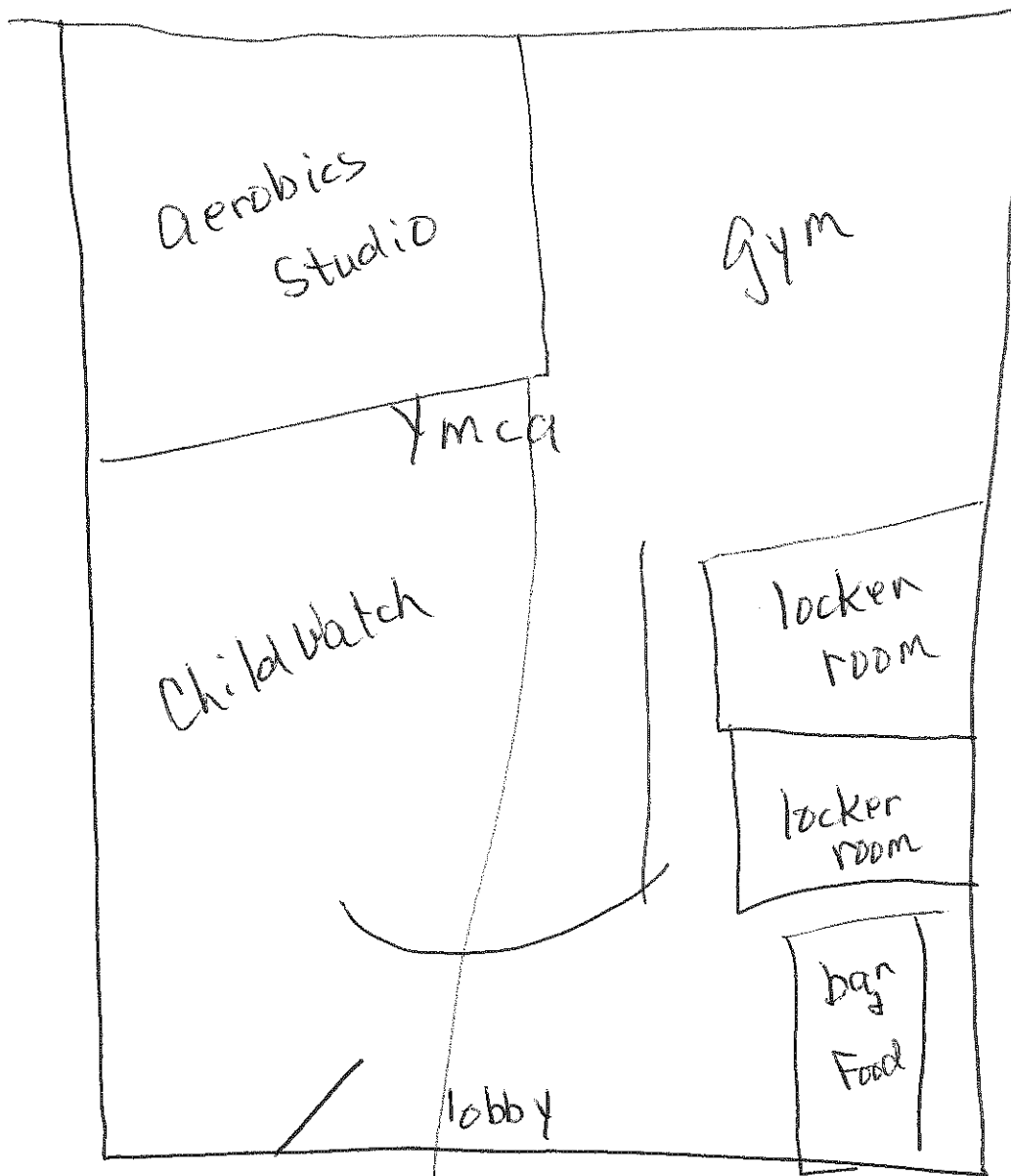
June 18, 2012

Diversys Learning, Inc.
1101 Arrow Point Drive, Suite 302
Cedar Park, TX 78613

SureSellNow.com

Rhiana Eltiste

Authorized Signature



Chestnut St

**ONE DAY SPECIAL LICENSE
TOWN OF NEEDHAM BOARD OF SELECTMEN
EVENT INFORMATION SHEET**
(Please complete and attach event flyer or other information.)

Event Manager Name (Name that will appear on license)	Kathryn Lozano		
Event Manager Address	863 Great Plain Ave Needham		
Event Manager Phone Number	781 444 6400 x226		
Organization Representing (if applicable)	Charles River YMCA		
Is the organization (if applicable) you are representing non-profit? If so, please attach proof of non-profit status.	☒ Non-profit ☐ For profit ☒ Proof of non-profit status is attached Form of Proof: <u>501(c)(3)</u>		
Name of Event	YMCA Giving Gala		
Date of Event	11/16/2013		
License is for Sale of:			
☐ Wines & Malt Beverages Only ☒ All Alcoholic Beverages (for non-profit groups only)			
Requested Time for Liquor License	FROM:	6:00pm	TO: 11:30pm
Are tickets being sold in advance for this event?	☒ YES	\$ 75 /per ticket	☐ NO
Is there an admission fee for this event?	☒ YES	\$ 75 /per ticket	☐ NO
Are you using dues collected to purchase alcohol for this event?	☐ YES	☒ NO	
How many people are you expecting at this event?	250		
Name & address of event location. Please attach proof of permission to use this facility.			
Powers Hall - Needham Town Hall 1471 Highland Ave Needham, MA 02492			
Who will be serving the alcohol to your guests?			
Bartender supplied by caterer			
Bartenders and/or servers of alcohol, beer and/or wine must have completed in the past three years an appropriate Massachusetts alcoholic beverages server-training program. Please state below who will be serving alcohol, beer and/or wine and attach proof of their training (certificate).			
Will be forwarded within 30 days of event			
Please use the space below to describe the manner in which alcohol will be served to your guests. (For example, will guests be served alcohol or will they need to purchase it from the bar?) Please attach floorplan (can be hand drawn) of the event facility with liquor delivery plan.			
TBD			
☒ I understand that the alcohol purchased for this event must be purchased from a licensed wholesaler/importer, manufacturer, farmer-winery, farmer-brewery or special permit holder and that I have received a current list of wholesalers. (A person holding a Section 14 license cannot purchase alcoholic beverages from a package store. (MGL Ch. 138, Sec 14, 23; 204 CMR 7.04))			
Event Manager Signature:			Date:
Kathryn Lozano			11/15/2013



CERTIFICATE OF COMPLETION

This is to Certify that

Kathryn Lozano

has met all training requirements and successfully completed the following course and/or exam.

SureSell Responsible Alcohol Service Training

June 18, 2012

Diversys Learning, Inc.
1101 Arrow Point Drive, Suite 302
Cedar Park, TX 78613

SureSellNow.com

Rhiana Eltiste
Authorized Signature

Town of Needham
Water Sewer Billing System
Adjustment Form

DEPARTMENT OF PUBLIC WORKS

TO: TOWN TREASURER AND COLLECTOR
cc: TOWN ACCOUNTANT, WATER AND SEWER SUPERINTENDENT

WHEREAS the appropriate divisions of the Department of Public Works have submitted to you the following commitment(s) on the dates listed below for the collection of water, sewer revenue and

WHEREAS certain inadvertent error(s) were made in said commitment(s), it is hereby requested that you abate these particular account(s) in the amount(s) stated below.

Water Sales:	-\$279.70
Water Irrigation:	\$0.00
Water Admin Fees	\$0.00
Sewer Sales:	-\$2,451.16
Transfer Station Charges:	\$0.00
Total Abatement:	-\$2,730.86

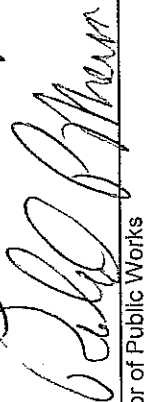
Order #: 1155

Read and Approved: 1/17/2013


Assistant Director of Public Works

For the Board of Selectmen

Date: 1/22/2013


Director of Public Works

**Town of Needham
Water Sewer Billing System
Adjustment Form**

Prepared By:	Last Name	First Name	Customer ID#	Location ID#	Street Number	Street Name	Irrigation Water	Domestic Water	Sewer	Total	Reason	Corrected Last Read Y/N
DB	Gorman	Gregory	29987	8512	13	Burnside Rd	\$0.00	-\$173.95	-\$1,007.46	-\$1,181.41	EC	N
DB	Lerner	Jeffrey	16981	18900	671	Charles River St.	\$0.00	\$0.00	-\$960.30	-\$960.30	ACC	N
DB	Sacks	Neil A.	10647	3148	98	Falcon St.	\$0.00	\$0.00	-\$233.95	-\$233.95	ACC	N
JO	Council of Aging('1)						\$0.00	-\$105.75	-\$249.45	-\$355.20	COA	N

Total: -\$2,730.86

ALSO, LET THIS SERVE AS AUTHORIZATION TO ABATE ANY PENALTY OR INTEREST WHICH HAS ACCRUED DUE TO THE NON-PAYMENT OF AMOUNTS AS STATED ABOVE.

Legend:

O.I. = O.I. reading slower than inside meter causing large bill when inside meter is read.
 TWN = Town Project caused damage to private property
 EC = Extenuating Circumstances
 Equip = Equipment Malfunction
 UEW = Unexplained water loss
 ACC = Accidental Water Loss
 BP = Billing Period beyond 100 days
 COA = Council on Aging

BOARD OF SELECTMEN

*** MINUTES ***

October 25, 2012

4:00 p.m. A special meeting of the Board of Selectmen was convened by Vice Chairman Daniel Matthews at the Newton City Hall. Present were, Mr. John Bulian, Mr. Maurice Handel, Mr. Matthew Borrelli, Town Manager Kate Fitzpatrick, Newton Mayor Setti Warren, and Newton Chief Administrative Officer Bob Rooney.

4:00 p.m. The Board members and Mayor Warren discussed items of common interest including the unused rail corridor that runs from Needham over the Highway and the Charles River into Newton. It was agreed that the rail corridor should not be used for private vehicles, and that shared use should include bicycles, pedestrians, and public transit.

The Board members and the Mayor discussed the Highland Avenue corridor, including the appropriate size and configuration of bicycle lanes.

The Board members and the Mayor noted that this was the first time the two Chief Elected Officers had met together and that it should be a regular occurrence.

5:00 p.m. **Motion: Mr. Bulian moved that the meeting be adjourned. Mr. Handel seconded the motion. Unanimous: 4-0.**

**Town of Needham
Board of Selectmen
Minutes for December 18, 2012
Needham Town Hall**

6:45 p.m. Informal Meeting with Citizens: No Activity.

7:00 p.m. Call to Order:

A meeting of the Board of Selectmen was convened by Chairman Gerald A. Wasserman. Those present were Daniel P. Matthews, John A. Bulian, Maurice P. Handel, Matthew D. Borrelli, Town Manager Kate Fitzpatrick, and Recording Secretary Mary Hunt.

Mr. Wasserman asked for a moment of silence to remember the victims of the tragedy in Newtown, CT.

7:03 p.m. New Years Needham Update:

Suzanne Saevitz, Chair, New Years Needham Committee and Jessica Weiss, Coordinator appeared before the Board with an update on the activities planned for New Years Needham. Ms. Saevitz said some new acts will be appearing this year in addition to returning acts. Ms. Weiss displayed a New Years Needham poster, which are located around Town, with information on where to buy the NYN button for access to events. Ms. Saevitz said new food vendors will be located on the Common. She said residents can find additional information at www.newyearsneedham.org and thanked the business sponsors who have helped to support the event and make it possible.

The Board thanked Ms. Saevitz and Ms. Weiss for their work.

7:08 p.m. Consent Agenda:

Motion by Mr. Bulian that the Board of Selectmen vote to accept the Consent Agenda as presented.

CONSENT AGENDA *=Backup attached

- 1.* In accordance with Section 20B(5) of the Town Charter, and upon the recommendation of the Town Manager and the Personnel Board, adopt an amended classification and compensation plan for fiscal year 2013.**
- 2. Accept \$25 donation made to the Needham Health Department's Domestic Violence Action Committee from Paula Collins Mazzio of Needham.**
- 3. Accept \$250 donation made to the Needham Health Department's Gift of Warmth fund from Shahin Sagafi of Needham.**
- 4. Accept a \$500 donation made to Needham Youth Services from the Needham Women's Club. The monies are to be used to sponsor the Youth Services "A Conversation Program".**
- 5. Approve for calendar year 2013 requests for license renewals of Restaurant – All Alcoholic Licenses and request for a license addendum to allow for the**

premises to have designated waiting areas for the service of alcoholic or wine and malt beverages only to those patrons who are waiting to dine (Section 3.1 of Needham Regulations for the Sale of Alcoholic Beverages) for each of the following establishments (subject to receipt of required completed paperwork):

- ☐ Cerritos, Inc. d/b/a Acapulco's Mexican Family Restaurant
 - ☐ Banyan Tree, LLC d/b/a The Rice Barn
 - ☐ Bertucci's Restaurant Corporation d/b/a Bertucci's Brick Oven Pizzeria
 - ☐ Gibbous Moon, Inc d/b/a The Center Café Needham
 - ☐ Mount Blue Two, LLC d/b/a Blue on Highland
 - ☐ New Garden, Inc. d/b/a New Garden Restaurant
 - ☐ Not Your Average Joe's Inc. d/b/a Not Your Average Joe's
 - ☐ Petit Robert Needham, LLC d/b/a Petit Robert Bistro
 - ☐ Fusion Cuisine, Inc. d/b/a Gari
 - ☐ SAI Restaurants, Inc. d/b/a Masala Art
 - ☐ Tian Long, Inc. d/b/a Fuji Steak House
 - ☐ Tu y Yo Mexican Cuisine
6. Approve for calendar year 2013 requests for license renewals of Restaurant – All Alcoholic Licenses for the following establishments (subject to receipt of required completed paperwork):
- ☐ Mandarin Gourmet, Inc. d/b/a Mandarin Cuisine Locus
7. Approve for calendar year 2013 request for Innholder – All Alcoholic License Renewal for HST Lessee Needham, LLC d/b/a Sheraton Needham Hotel.
8. Approve for calendar year 2013 requests for license renewals of Restaurant – Wine and Malt Beverage Licenses for the following establishments (subject to receipt of required completed paperwork) :
- ☐ Asillem, LLC d/b/a Stone Hearth Pizza Co.
 - ☐ Spiga LLC
9. Approve for calendar year 2013 requests for license renewals of Club – All Alcoholic Beverage Licenses for the following establishments (subject to receipt of required completed paperwork) :
- ☐ The Needham Golf Club
 - ☐ Village Club Building Assoc. Inc.
 - ☐ Lt. Manson Carter Post #2498 V.F.W. of U.S.
10. Approve for calendar year 2013 requests for license renewals of Common Victualler Licenses for the following establishments (subject to receipt of required completed paperwork):
- ☐ Cerritos, Inc. d/b/a Acapulco's Mexican Family Restaurant
 - ☐ Acorns Bakery & Café, Inc.
 - ☐ Bagels' Best, Inc. d/b/a Bagels' Best Café
 - ☐ Bertucci's Restaurant Corp. d/b/a Bertucci's Brick Oven Pizzeria
 - ☐ Beth Israel Deaconess – Glover Café
 - ☐ Mount Two Blue, LLC d/b/a Blue on Highland
 - ☐ C & D Management, Inc. d/b/a Brothers Pizza & Restaurant
 - ☐ Café Fresh Bagel

- ☐ 1095, LLC d/b/a Comella's Restaurant
 - ☐ The Simpson Corp. d/b/a Cutler Lake Café
 - ☐ Delops, Inc. d/b/a D'Angelo Sandwich Shop
 - ☐ Your Other Oven, Inc. d/b/a Domino's Pizza
 - ☐ New Hong Kong IV, Inc. d/b/a Dragon Chef Restaurant
 - ☐ Chestnut Street Donuts d/b/a Dunkin Donuts
 - ☐ Fred's Coffee Shop d/b/a Dunkin Donuts
 - ☐ Highland Avenue Donuts, Inc. d/b/a Dunkin Donuts
 - ☐ Select Group, Inc. d/b/a Fresco Restaurant
 - ☐ Tian Long, Inc. d/b/a Fuji Steak House
 - ☐ Fusion Cusine d/b/a Gari
 - ☐ Gibbous Moon, Inc. d/b/a The Center Café Needham
 - ☐ Three Sons, Inc. d/b/a Kosta's Pizza & Seafood
 - ☐ Lizzy's Ice Cream LLC d/b/a Lizzy's Ice Cream
 - ☐ Mandarin Gourmet, Inc. d/b/a Mandarin Cuisine Locus
 - ☐ SAI Restaurants, Inc. d/b/a Masala Art
 - ☐ McDonald's Restaurant – Needham
 - ☐ D & L Enterprises, Inc. d/b/a Mighty Subs
 - ☐ The Needham Golf Club, Inc.
 - ☐ International Needham House of Pizza d/b/a Needham House of Pizza
 - ☐ New Garden Inc. d/b/a New Garden Restaurant
 - ☐ Select Pizza d/b/a Nicholas' Pizza
 - ☐ Not Your Average Joe's, Inc. d/b/a Not Your Average Joe's
 - ☐ Boston Bread LLC d/b/a Panera
 - ☐ Petit Robert Needham LLC d/b/a Petit Robert Bistro
 - ☐ Pronti Bistro Inc. d/b/a Pronti Bistro
 - ☐ Banyan Tree, LLC d/b/a The Rice Barn
 - ☐ HST Lessee Needham LLC d/b/a Sheraton Needham Hotel
 - ☐ Spiga, LLC
 - ☐ Starbucks Coffee Company
 - ☐ Asillem LLC d/b/a Stone Hearth Pizza
 - ☐ Billy Jean Inc. d/b/a Subway
 - ☐ Yeat Inc. d/b/a Sweet Basil
 - ☐ Paraskevi Tsoutsoplides d/b/a Sweet Corner
 - ☐ H & B Pizza, Inc. d/b/a Sweet Tomatoes Pizza
 - ☐ Swizzles of Needham, LLC. d/b/a Swizzles Frozen Yogurt
 - ☐ J & J Pizza, Inc. d/b/a Town House of Pizza
 - ☐ Treat LLC d/b/a Treat Cupcake Bar
 - ☐ Tu y Yo II, LLC d/b/a Tu y Yo, Mexican Cuisine
 - ☐ Lt. Manson Carter Post 2498 V.F.W. of U.S.
 - ☐ Village Club Building Assoc. Inc.
11. Approve for calendar year 2013 requests for various license renewals as detailed below for the following establishments (subject to receipt of required completed paperwork):
- ☐ HST Lessee Needham LLC d/b/a Sheraton Needham Hotel – Innkeeper
 - ☐ Olin College – Lodging License

- ☐ Babson College – Lodging License
 - ☐ HST Lessee Needham LLC d/b/a Sheraton Needham Hotel – Public Entertainment on Sunday
 - ☐ 7-Eleven – Special Permit (24 hr. retail sale of food)
 - ☐ Yeat Inc. d/b/a Sweet Basil – Special Permit (Carry In Beer/Wine)
 - ☐ HST Lessee Needham LLC d/b/a Sheraton Needham Hotel – Weekday Entertainment
 - ☐ Mount Blue Two, LLC d/b/a Blue on Highland – Weekday Entertainment
 - ☐ Mount Blue Two, LLC d/b/a Blue on Highland – Sunday Entertainment
 - ☐ Gibbous Moon Inc. d/b/a The Center Café Needham – Weekday Entertainment
 - ☐ Asillem LLC d/b/a Stone Hearth Pizza Co. – Weekday Entertainment
12. Approve for calendar year 2013 the following requests for Class I & Class II Used Car Dealer Licenses:
- ☐ Auto International Ltd.- Class II
 - ☐ Beth –L Auto Sales – Class II
 - ☐ Center Automotive – Class II
 - ☐ Copley Motorcars – Class II
 - ☐ R&R Automotive – Class II
 - ☐ Muzi Chevrolet GEO – Class I
 - ☐ Muzi Motors, Inc. – Class I
- 13.* Approve minutes of November 27, 2012, December 3, 2012 and December 4, 2012.
14. Accept \$900 in donations made to the Needham Health Department's Gift of Warmth Fund from the following people: Ann C. MacFate, and The Community Concerns Committee of the Christ Episcopal Church, Needham.
- 15.* Sign the Application for Recertification so that the Town of Needham will be recertified, as achieving standards set forth by The National Arbor Day Foundation, as a Tree City USA for 2012. (complete application on file in Selectmen Office).
- 16.* Accept \$75,000 gift from Normandy Real Estate Partners, pursuant Section 3.18 of Major Project Site Plan Special Permit No. 2112-07, dated October 16, 2012 to hire a traffic engineer to assist the Town to evaluate traffic measures that ought to be implemented to improve traffic conditions in the general geographic area which is subject to the Town's Traffic Mitigation Fund.
- 17.* Water & Sewer Abatement Order #1153

Second: Mr. Handel. Unanimously approved 5-0.

7:10 p.m.

Appointment of Housing Authority Member:

Peter Pingatore, Chairman, Needham Housing Authority, William DeBear, member, Needham Housing Authority, Reg Foster, Vice Chairman, Needham Housing Authority, and Pamela Allen, Director, Needham Housing Authority appeared before the Board to introduce Andrew Cohen, a candidate for a vacancy on the Board of the Needham Housing Authority.

Mr. Matthews explained the process to fill the vacancy. He said he has reviewed Mr. Cohen's resume and concurs he is an outstanding candidate to fill the vacancy.

Mr. Pingatore said Mr. Cohen is an attorney working as a public defender in the juvenile unit. He commented he believes Mr. Cohen is a perfect fit to fill the vacancy.

Motion by Mr. Matthews that the Board of Selectmen and Needham Housing Authority vote to appoint Andrew Cohen to fill the vacancy on the Board through April 9, 2013.

Second: Mr. Handel. Unanimously approved 5-0.

The Board congratulated Mr. Cohen on his appointment.

7:25 p.m.

Introduction of Firefighters:

Kate Fitzpatrick, Town Manager and Paul Buckley, Fire Chief appeared before the Board to introduce newly appointed firefighters Adam Barbato and Jason Vanston. He said both candidates were carefully vetted and have professional experience working in emergency services as paramedics.

Chief Buckley thanked the Town of Brookline for their help in the training process.

Mr. Matthews told both men Needham is a good Town to work in, and that they are the "face of the Town" for many residents. He said the Town has great confidence in Firefighters Barbato and Vanston and wished them both congratulations as they begin their careers in Needham.

The Board congratulated Firefighters Barbato and Vanston.

7:30 p.m.

Approve 10 Year Cable Television Renewal License Agreement with Comcast:

Jonathan Tamkin, Chairman, Cable Television Advisory Committee appeared before the Board. He reviewed minor changes in the Agreement and said Comcast has been a good provider of cable television services over the years. He said that the biggest item agreed to is that as long as Comcast owns the Wexford Street location, a customer service office will remain at the site. He told the Board that the Cable Television Advisory Committee approved the new 10 year license.

Motion by Mr. Bulian that the Board vote to support the recommendation of the Cable Television Advisory Committee for a ten (10) year cable television Renewal License agreement with Comcast effective December 18, 2012 through December 17, 2022.

Second: Mr. Handel. Unanimously approved 5-0.

The Board thanked Mr. Tamkin and the Cable Television Advisory Committee for their hard work. Ms. Fitzpatrick commented the amount of volunteer labor that goes into negotiating agreements is tremendous and the Town is very appreciative of Mr. Tamkin's work and that of the Committee.

7:40 p.m. Public Hearing – New England Business Center Rebranding:
Devra Bailin, Director of Economic Development and Matthew Talcoff, Chairman, Council of Economic Advisors appeared before the Board to discuss the process of renaming the area of town designated as the New England Business Center. Ms. Bailin explained the Town's Council of Economic Advisors, with the assistance of a marketing consultant funded by private contributions totaling \$17,000 from area businesses and developers has been working to recommend a new name for the area, one that will contribute to its identity, vitality, and future development.

Mr. Wasserman asked for Board comment.

Mr. Handel commented he said it is important that the name recognize the function of the general area and that it is an integral part of Needham.

Mr. Matthews said the new name is something that can really help identify the area if done the right way. He commented the current name of the New England Business Center has not given the area an identity and hasn't helped the neighborhood or business development.

Mr. Borrelli said he is impressed with the potential list of names received by email and that the new name will be very important to the area.

Mr. Bulian agreed with comments made by the Board and incorporating Needham into the name is very important. He said he is interested in hearing public comment.

Mr. Wasserman opened the public hearing.

Audrey Orenstein, 61 Prospect Street said she emailed some suggestions and asked how they will be handled.

Mr. Wasserman commented it is important to name the region versus naming the park. He said he would like the park name to be something "_____ at Needham Crossing".

Mr. Wasserman thanked Ms. Bailin and Mr. Talcoff for their work.

8:00 p.m. Approve Sale of Notes:

David Davison, Assistant Town Manager/Finance and Evelyn Poness, Town Treasurer/Collector appeared before the Board seeking approval of the sale of the Bond Anticipation Note amounting to \$3,299,125. Mr. Davison said the Town received 5 competitive bids, with the lowest bidder offering a rate of 0.75%. He commented interest rates remain incredibly low. Mr. Davison noted Tedi Eaton, Town Clerk is in attendance to witness the approval.

Motion A

Motion by Mr. Handel that the Board approve the sale of a \$3,299,125 0.75 percent General Obligation Bond Anticipation Note of the Town dated December 20, 2012, and payable July 2, 2013 (the "Note"), to Eastern Bank at par plus a premium of \$9,079.19.

Second: Mr. Bulian. Unanimously approved 5-0.

Motion B

Motion by Mr. Handel that in connection with the marketing and sale of the Note, the preparation and distribution of a Notice of Sale and Preliminary Official Statement dated December 5, 2012, and a final Official Statement dated December 12, 2012, each in such form as may be approved by the Town Treasurer, be and hereby are ratified, confirmed, approved and adopted.

Second: Mr. Bulian. Unanimously approved 5-0.

Motion C

Motion by Mr. Handel that the Town Treasurer and the Board of Selectmen be, and hereby are, authorized to execute and deliver significant events disclosure undertaking in compliance with SEC Rule 15c2-12 in such form as may be approved by bond counsel to the Town, which undertaking shall be incorporated by reference in the Note for the benefit of the holders of the Note from time to time.

Second: Mr. Bulian. Unanimously approved 5-0.

Motion D

Motion by Mr. Handel that we authorize and direct the Treasurer to establish post issuance federal tax compliance procedures in such form as the Treasurer and bond counsel deem sufficient, or if such procedures are currently in place, to review and update said procedures, in order to monitor and maintain the tax-exempt status of the Bonds and Notes.

Second: Mr. Bulian. Unanimously approved 5-0.

Motion E

Motion by Mr. Handel that each member of the Board of Selectmen, the Town Clerk and the Town Treasurer be and hereby are, authorized to take any and all such actions, and execute and deliver such certificates, receipts or other documents as may be determined by them, or any of them, to be

necessary or convenient to carry into effect the provisions of the foregoing votes.

Second: Mr. Bulian. Unanimously approved 5-0.

8:10 p.m.

Town Manager:

Kate Fitzpatrick, Town Manager appeared before the Board with 3 items to discuss.

1. Downtown Streetscape Working Group

Ms. Fitzpatrick proposed the Board create a downtown streetscape committee to make recommendations to the Board of Selectmen about infrastructure and streetscape in Needham Center. She told the Board the Needham Center redevelopment is proposed through use of Chapter 90 funds which have been earmarked for the purpose.

Motion by Mr. Handel that the Board vote to approve the Committee Charge and Composition for the Downtown Streetscape Working Group.

Second: Mr. Bulian. Unanimously approved 5-0.

2. FY2014 Budget Consultation/Budget Priorities

Ms. Fitzpatrick and Mr. Dave Davison, Assistant Town Manager/Finance discussed a proposed revision to the Board's annual statement of operating budget priorities. Ms. Fitzpatrick said the primary goal of the Board of Selectmen in considering the FY2014 operating budget is maintaining existing Town services. She reviewed "Proposed Board of Selectmen Statement of FY2014 Operating Budget Priorities, December 18, 2012" and said they tie in with goals the Board adopted last summer.

Motion by Mr. Borrelli that the Board vote to adopt the Statement of Operating Budget Priorities for FY2014 dated December 18, 2012.

Second: Mr. Handel. Unanimously approved 5-0.

3. FY2014 – FY2018 Capital Improvement Plan

Ms. Fitzpatrick presented the Board with final recommendations for the FY2014-FY2018 Capital Improvement Plan.

Motion by Mr. Handel that the Board endorse the FY2014-FY2018 Capital Improvement Plan as presented for transmittal to the Finance Committee.

Second: Mr. Bulian. Unanimously approved 5-0.

Mr. Wasserman noted the incredible amount of time staff spends each year making sure the Capital Improvement Plan is submitted on schedule. He thanked Ms. Fitzpatrick and the Town staff.

8:25 p.m.

Board Discussion:

1. Approval of Alcohol Regulations

The Board discussed a revision to the Town of Needham Regulation for the Sale of Alcoholic Beverages. Ms. Fitzpatrick said the latest revision, dated December 18, 2012, was compiled based on items discussed at the Board's meeting last week.

Mr. Wasserman asked Mr. Handel for a motion relative to signs. He stated the sign by-law has not always been consistently enforced and putting into the regulations emphasizes its importance.

Motion by Mr. Handel that with respect to the sign portion of the Regulations that the licensee be required to comply with the Needham Town sign by-law as a condition of their license.

Second: Mr. Bulian. Unanimously approved 5-0.

Mr. Matthews clarified this is the Town's first time issuing this type of license. He commented a lot of work went into the regulations and it may be something to review based on experience in the coming year.

Mr. Wasserman said the Board will be accepting applications beginning January 7, 2013 through January 18, 2013.

Motion by Mr. Handel that the Board vote to approve the revised Town of Needham Regulations for the Sale of Alcoholic Beverages dated December 18, 2012.

Second: Mr. Bulian. Unanimously approved 5-0.

2. Committee Reports:
No Reports were made.

8:35 p.m. Executive Session Exception 3 (potential litigation) & Exception 6 (interest in real property):
Motion by Mr. Bulian that the Board of Selectmen vote to enter into Executive Session.
Exception 3 – To discuss strategy with respect to collective bargaining or litigation, if an open meeting may have a detrimental effect on the bargaining or litigation position of the public body and the chair so declares; and
Exception 6 – To consider the purchase, exchange, lease, or value of real property if the chair declares that an open meeting may have a detrimental effect on the negotiating position of the public body. Not to return to open session prior to adjournment.
Second: Mr. Handel. Mr. Wasserman polled the Board. Unanimously approved 5-0.

Note: The meeting adjourned at 9:10 p.m.

A list of all documents used at this Board of Selectmen meeting are available at:

<http://www.needham.gov/Archive.aspx?AMID=99&Type=&ADID=>