

**BOARD OF SELECTMEN
AGENDA
Monday, November 28, 2016**

Regular Meeting – 6:30 p.m.

Merritt Center, 600 Market Street

****NOTE****

This meeting is being recorded and transmitted via cable television.

6:30 p.m.

Request for executive session under MGL Section 30A, Sec. 21(A)(3), regarding litigation strategy in re: Lynnfield v. Pascucci

Pledge of Allegiance

Discussion of passage of Question 4 (legalization of marijuana use for non-medical purposes)

Update on Center Farm

7:00 p.m.

Public hearing on the allocation of the local property tax levy among the five property classes, as defined in Section 2-A of Massachusetts General Laws, Chapter 59, for the fiscal year 2017 beginning July 1, 2016

Designation of selectman to sign warrants

Appointment of liquor enforcement officers

Resignation from Board of Appeals (alternate)

Vacancy on Board of Registrars

Designation of selectman to sign treasury warrants

Update: Rail trail

Update: Perley Burrill

Update: Golf clubhouse

Public comment period

Use of Town facilities:

Calvary Church road race, June 23, 2017
Banner, Lynnfield Art Guild show
Banner, lacrosse registration

One day Liquor Licenses:

Knights of Columbus, December 11, christening party
Knights of Columbus, December 23, fundraiser

Minutes:

October 11, 2016; October 26, 2016

Proclamations:

None

Administrative matters:

Signing of warrants

TOWN OF LYNNFIELD

PUBLIC HEARING

PROPERTY TAX CLASSIFICATION

The Board of Selectmen of the Town of Lynnfield will be conducting a **public hearing** as required by Massachusetts General Laws, Chapter 40, Section 56, as amended. The subject of the hearing concerns the allocation of the local **property tax levy** among the five property classes, as defined in Section 2-A of Massachusetts General Laws, Chapter 59, for the fiscal year 2017 beginning July 1, 2016. Residents, as well as all interested persons, are invited to attend the hearing to be held on Monday, **November 28, 2016** at **7:00 p.m.** at the Al Merritt Media and Cultural Center, 600 Market Street. Oral and signed written testimony may be submitted at this time.

James M. Boudreau
Town Administrator

End of Year Transfers

- §§ 75-76 - Amend G.L. c. 44, § 33B regarding appropriation transfers at year-end (May 1 – July 15) by selectboard and finance committee in towns and city council upon mayor's recommendation
- Eliminates 3% cap on year-end transfers from departmental line items
- Allows year-end transfers from non-departmental line items
- Year-end procedure still does not apply to school and light departments



Approval of Departmental Bills

- § 58 - Amends G.L. c. 41, § 56 regarding approval of departmental bills and payrolls
- Allow department head that is multi-member board or committee to designate 1 member to review and approve departmental bills
- Member must report to full board at next meeting
- Mirrors G.L. c. 41, § 41 which allows multi-member board or committee to designate 1 member to approve departmental payrolls



Board Member
OR Dept. Head

Approval of Treasury Warrants

- § 57 - Amends G.L. c. 41, § 52 regarding approval of treasury warrants for payment of bills and payrolls
- Allows selectboard to designate 1 member to approve treasury warrants in towns
- Member must report to full board at next meeting



LAW OFFICES
STANZIANI AND STANZIANI

LYNNFIELD WOODS OFFICE PARK
210 BROADWAY, SUITE 104
LYNNFIELD, MASSACHUSETTS 01940

TELEPHONE: 781-595-6100 • 781-233-3840 • 781-231-1064
FACSIMILE: 781-593-7949

ROBERT A. STANZIANI
RETIRED JUSTICE
781-231-1064

JANIS M. STANZIANI
ATTORNEY AT LAW
781-233-3840

November 2, 2016

Trudy Reid,
Town clerk
Lynnfield Town Hall
55 Summer Street
Lynnfield, Ma 01940

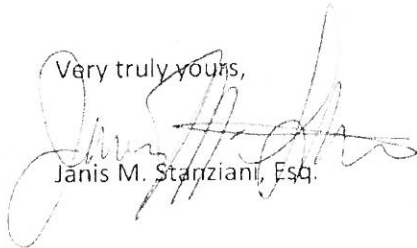
Re: Resignation from Lynnfield Zoning Board of Appeals

Attn: Trudy Reid:

I am formally resigning from the Lynnfield Zoning Board of Appeals as of December, 31, 2016. Unless you find someone prior to the next ZBA meeting in December, I will be at that meeting in December.

Although I've enjoyed serving on the board for all these years, I'm very busy with my law practice and other businesses. Thank you.

Very truly yours,



Janis M. Stanziani, Esq.

CC: Thomas A. Mullen, Esq.
40 Salem Street,
Building 2, Suite 12
Lynnfield, Ma 01940

Town of Lynnfield



TOWN CLERK
55 Summer Street, Lynnfield, MA. 01940
781-334-9400

November 6, 2016

Mr. Richard Carman
6 Manomet Road
Peabody, MA 01960

Dear Mr. Carman:

It has come to my attention you no longer live in Lynnfield.

According to MGL Section 51, section 25, you must be a registered voter in which the town you live in order to serve as Registrar. Therefore, you shall no longer serve on the Board of Registrars for Lynnfield effective immediately.

Should you have any questions or concerns regarding this matter, please do not hesitate to contact me.

Thank you

A handwritten signature in cursive script that reads "Trudy Reid".

Trudy Reid
Town Clerk

cc: Board of Selectmen's Office

October 25, 2016

Robert Curtin
Town of Lynnfield Selectman's Office
55 Summer Street
Lynnfield, MA 01940

Dear Mr. Curtin,

It was nice speaking with you in your office a few weeks ago. Thanks for your time. To refresh your memory, I am the race director for Calvary Christian Church's Running and Walking Well 5K. We have held the race for the last three years in May at Lynch Park in Beverly. All of the funds we have raised over the last three years have gone towards digging five wells in Kenya, Tanzania and Ghana.

This year we would like to move the race closer to our church and have the race take place in June. The race is also a family day for the runners, walkers, spectators and families. At Lynch Park we had music, games for the kids, a silent auction and free food. There is a fee to run or walk but there is no fee to attend the event and all are welcome.

Per your suggestion, I have checked with Lynnfield's Recreation department about the availability of the fields at our Middle School and June 24th seems to be the best day for everybody. We would not need access to the school at all. We would have four portable toilets dropped off on June 23rd and they would be picked up June 26th. We would most likely rent a generator like we did for the movie night we had at the Middle School field in August. We would have an ambulance there and would hire any police details needed.

We would arrive at the middle school at 6:30AM to set up, open the event to the public at 7:30AM and start the race in the parking lot at 9:30AM. We would conclude the event by 2:00 PM and clean up. We would bring our own trash barrels and take all the trash with us. We would leave the field as we found it.

As far as the course, it would be a 3.1 mile course and we would have course marshals at the major intersections to direct runners and walkers and to keep everybody safe. We would hire as many police details as suggested. Below is the suggested course but we are open to any suggestions.

Start in the Middle School parking lot
Take right onto Main St.
Take right onto Essex St
Left onto Yorkshire Dr
Left onto Chatham Way
Right onto Homestead Rd (which turns into Oxbow Rd)
Right onto Essex St.
Left onto Main St.
Left into the Middle School where the finish would be.

We tried to create a course in which runners and walkers would be off the main roads as much as possible but we are open to any suggestions your Police Department might have.

If there are any fees for renting the field, please let me know so we can include them in our budget.

I think you mentioned that our event has to be voted on at a selectmen's meeting. Could you please tell me when your next meeting is and if you see any issues with our event proposal.

Thank you so much!

Sincerely,
Leighton O'Connor
Calvary Christian Church
Running & Walking Well 5K Race Director

LYNNFIELD ART GUILD

P.O. BOX 12
LYNNFIELD, MA 01940

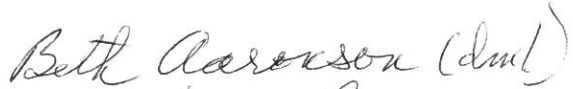
Board of Selectman
Town Hall
Summer Street
Lynnfield, MA 01940

Dear Sirs:

The Lynnfield Art Guild is requesting permission to hang a banner across Summer Street at Lynnfield Common announcing its upcoming Holiday Art Show and Sale at the Meeting House on Saturday, December 10, 2016. We are requesting the Fire Department and /or Department of Public Works to hang our banner from December 1st to December 10th. Please contact Beth Aaronson (President) at 781-334-4333 or Karen Duggan (Show Chairperson) at 781-334-7047.

Sincerely,

Beth Aaronson (President)

Handwritten signature of Beth Aaronson in cursive script.

Karen Duggan (Show Chairperson)

Handwritten signature of Karen Duggan in cursive script.

John Yannone

No
v 8

to bcurtin, Lee

Bob, hope all is well. I am looking to get approval to hang a banner in the center of town. The banner was hung last year so it is to the recommended specifications. This banner is to inform residents that the youth lacrosse registration is open. Please let me know when this is approved and what I need to do next.

Thank you

Robert Curtin <rcurtin@town.lynnfield.ma.us>

No
v 8

to John

Hello John,

The next Board of Selectmen meeting is on November 28. What are the dates during which you wish to hang the banner?

Bob Curtin
Assistant to Administration
Town of Lynnfield
[781-334-9410](tel:781-334-9410)

John Yannone

No
v 8

to me

Week of Nov 28 and Dec 5

**TOWN OF LYNNFIELD
APPLICATION FOR SPECIAL LICENSE
ALCOHOLIC BEVERAGES (M.G.L. C.138 S.14)**

Completed application along with a check for \$35.00, payable to the Town of Lynnfield, must be left at the Police Department for review and approval by the Chief. Application will then be acted upon by the Board of Selectmen at its next regular meeting, if approved, the license will be signed and mailed to the licensee.

REQUEST IS FOR SALE OF:

- All Alcoholic Beverages
- Wines & Malt Beverages Only
- Wines Only
- Malt Beverages Only

**LICENSE ACTIVITY OR
ENTERPRISE IS:**

- for Profit
- Non Profit

Name of Licensee: Lynnfield Knights of Columbus

Address of Licensee: 1 Knights of Columbus Way, Lynnfield, MA 01940

Is the license for a dining hall maintained by an incorporated educational institution authorized to grant degrees? yes no

Effective date of license: Dec. 11, 2016 Authorized hours of sales: 1:30 - 5:30 P.M.

Legal building occupancy limit: 90 Number of people to attend: 50

Type of function: CHRISTING

Description of premises: Function Hall

Name, address and phone number of person in charge of affair: Katherine Marrese, 32 Peter Rd, North Reading, MA 01864 (978) 979-4224

Signature and address of licensee: [Signature]

Approval of Police Chief and assignment of Detail Officer:

[Signature]
Chief's Signature

Assignment of Detail Officer

THIS FORM MUST BE READ, DATED, SIGNED, AND RETURNED WITH THE APPLICATION FOR A SPECIAL LICENSE.

There are substantial responsibilities and potential liabilities attached to holding a license to sell and/or dispense alcoholic beverages.

A special license is issued pursuant to M.G.L. Chapter 138 Section 14 and Section 3 of Chapter 153 of the Acts of 1997.

All license holders are subject to M.G.L. Chapter 138 Section 69.

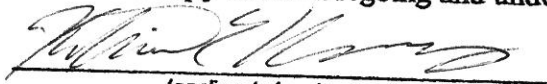
Violations of Section 69 have subjected bartenders and licensees to substantial civil liability to individuals who are injured by drunken drivers who have been serviced by said bartenders and licensees in violation of Section 69.

Neither the issuance of a license to you, nor the presence of a Lynnfield police officer at your activity is in any way an assumption of the Town of Lynnfield or its agents or employees of any risk resulting from any violation of Section 69 or other provisions of law nor are they a protection to you from liability for the same.

It is believed that the individual in whose name the license is issued or who is named manager as well as the bartender(s) will each be exposed to liabilities resulting from any violation of law.

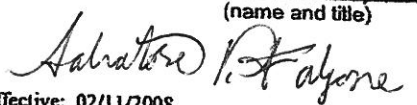
You are urged to consult counsel of your own for a complete explanation of the risks to which you are exposed if you permit any violation of the law during the activity for which the license is granted.

Date: Nov 9th 2016 I, the undersigned applicant hereby acknowledge that I have received a copy of the foregoing and understand the same.


(applicant signature)

I hereby certify that the organization named within is a non-profit organization.

SALVATORE P. FALZONE Rental Agent Trustee
(name and title)



**TOWN OF LYNNFIELD
APPLICATION FOR SPECIAL LICENSE
ALCOHOLIC BEVERAGES (M.G.L. C.138 S.14)**

Completed application along with a check for \$35.00, payable to the Town of Lynnfield, must be left at the Police Department for review and approval by the Chief. Application will then be acted upon by the Board of Selectmen at its next regular meeting, if approved, the license will be signed and mailed to the licensee.

REQUEST IS FOR SALE OF:

- All Alcoholic Beverages
- Wines & Malt Beverages Only
- Wines Only
- Malt Beverages Only

**LICENSE ACTIVITY OR
ENTERPRISE IS:**

- for Profit
- Non Profit

Name of Licensee: Lynnfield Knights of Columbus

Address of Licensee: 1 Knights of Columbus Way, Lynnfield, MA 01940

Is the license for a dining hall maintained by an incorporated educational institution authorized to grant degrees? yes no

Effective date of license: 12/23/16 Authorized hours of sales: 7:00 - 11:00

Legal building occupancy limit: 90 Number of people to attend: 50


Type of function: Toys For Tots Fundraiser

Description of premises: Function Hall

Name, address and phone number of person in charge of affair: Stacey Donofrio
4 Country Club Drive Lynnfield MA 781-
856-

Signature and address of licensee: Stacey Donofrio 0298

Approval of Police Chief and assignment of Detail Officer:



Chief's Signature

Assignment of Detail Officer

THIS FORM MUST BE READ, DATED, SIGNED, AND RETURNED WITH THE APPLICATION FOR A SPECIAL LICENSE .

There are substantial responsibilities and potential liabilities attached to holding a license to sell and/or dispense alcoholic beverages.

A special license is issued pursuant to M.G.L. Chapter 138 Section 14 and Section 3 of Chapter 153 of the Acts of 1997.

All license holders are subject to M.G.L. Chapter 138 Section 69.

Violations of Section 69 have subjected bartenders and licensees to substantial civil liability to individuals who are injured by drunken drivers who have been serviced by said bartenders and licensees in violation of Section 69.

Neither the issuance of a license to you, nor the presence of a Lynnfield police officer at your activity is in any way an assumption of the Town of Lynnfield or its agents or employees of any risk resulting from any violation of Section 69 or other provisions of law nor are they a protection to you from liability for the same.

It is believed that the individual in whose name the license is issued or who is named manager as well as the bartender(s) will each be exposed to liabilities resulting from any violation of law.

You are urged to consult counsel of your own for a complete explanation of the risks to which you are exposed if you permit any violation of the law during the activity for which the license is granted.

Date: 11/8/16 I, the undersigned applicant hereby acknowledge that I have received a copy of the foregoing and understand the same.

Stacy D'Onofrio
(applicant signature)

I hereby certify that the organization named within is a non-profit organization.

SALVATORE P. FALZONE - Rental Agent Trustee

(name and title)
Salvatore Falzone

Effective: 02/11/2008

File: PERMIT APPLICATIONS.Special Liquor Licenses