

## TAPED

The License Commission held its regular monthly meeting at 6:00 p.m. on Thursday, June 16, 2016 in the G.A.R. Room at City Hall. Present were Chairman Henry Tartaglia; Commissioners Joao DeAndrade, Harold Marrow and Paul Merian. Also present were License Agent Lieut. Ken LeGrice and Adm. Asst. Bonnie Tucker.

1. Approval of the following police officers as license agents for the month of July 2016: Lieuts. Kenneth LeGrice and Paul Bonanca; Sgts. George Khoury, Frank Vardaro and Michael Dennehy; Dets. Thomas Hyland, Nazaire Paul, Eric Clark, Santiago Cirino, Jackie Congdon, Chris McDermott, Michael Bunker, Michael Cesarini, Patrick Donahue and Erin Cummings.

A motion was made by Commissioner Marrow to approve the police officers as listed as license agents for the month of July 2016. The motion was seconded by Commissioner Merian. All members voting in the affirmative, the motion carried.

3. Requests for Special One-day Permits:

- (a) **All Alcohol** – Brockton Firefighters Local 144 – William Hill, Manager, for a Fundraiser to be held at 80 Perkins Avenue on Sunday, August 28, 2016, from 2:00 p.m. to 11:00 p.m.

Present was William Hill, 80 Ellis Street, who stated this event is their yearly Muscular Dystrophy Softball Tournament and they would like a license for August 28<sup>th</sup>.

A motion was made by Commissioner Marrow to approve the permit which motion was seconded by Commissioner Merian. All members voting in the affirmative, the motion carried.

4. Hearing on the request from Brockton Post #1046 V.F.W. – James Doherty, Manager, 283 North Quincy Street, to serve alcoholic beverages on the grounds outside the Club for family days and a car show to be held on Saturday, July 9, 2016; Sunday, July 31, 2016; and on Saturday, August 6, 2016, from 12:00 p.m. to 6:00 p.m.

Present was James Doherty, 8 Leather Chip Road, Holbrook, the Commander of the Post.

In response to Commissioner DeAndrade, Mr. Doherty stated that on August 6<sup>th</sup> which is the Family Day, they expect between 150 and 200 people; on July 9<sup>th</sup>, the Car Show, approximately 200 people; and on July 31<sup>st</sup> at the District Chicken Bake approximately 150 people. The Car Show is open to the public. This will be the 3<sup>rd</sup> year they have held this event. They will be using the entire property. There will be police officers at the Car Show. All beverages will be poured into plastic cups.

Lieut. LeGrice indicated he has no problem with any of the events.

A motion was made by Commissioner Marrow to approve the serving of alcohol on the grounds for the events requested. The motion was seconded by Commissioner Merian. All members voting in the affirmative, the motion carried.

5. Hearing on the request from Club National Franco-American of Brockton, Mass. – Steve Pickett, Manager, 170 Court Street, to serve alcoholic beverages on the grounds outside the Club on Saturday, July 23, 2016, from 12:00 noon to 9:00 p.m.

Present was Steve Pickett, 22 Aspen Street, who stated that the correct date of the event is June 25<sup>th</sup>. This is the Club's annual Steak and Chicken Bake which they have held for the last twenty years. There will be no glass containers allowed outside. Hours are from 12:00 noon to 9:00 p.m.

A motion was made by Commissioner DeAndrade to approve the use on June 25<sup>th</sup> from noon to 9:00 p.m. The motion was seconded by Commissioner Marrow. All members voting in the affirmative, the motion carried.

6. Hearing on the request from Entertainment Management Complex, LLC – Todd Marlin, Manager, to amend the Entertainment license to include the following events at the Stadium:

- **MMA Fight** – Saturday, June 25, 2016 from 5:00 p.m. to 12:00 midnight;
- **Brazilian Concert DJ and Bands** – Sunday, June 26, 2016 from 4:00 p.m. to 1:00 a.m.

Present was Todd Marlin, 8 Fallon Drive, Litchfield, NH.

Mr. Marlin stated the Brazilian Concert has been cancelled.

Lieut. LeGrice stated that it is his opinion that the audio at any of the events held at the stadium should not be allowed beyond 11:00 p.m. He stated the request is for midnight at the MMA Fight.

Mr. Marlin stated that he does not expect the fight to go past 10:30 and that when he asked for the event, he put down the maximum hours he thought might be needed. He agreed that he would have no problem shutting down the audio at any of the events. He amended the hours being requested to 5:00 p.m. to 11:00 p.m.

Lieut. LeGrice stated he has recommended 8 police details, however, he knows that Mr. Marlin is in touch with Lieut. Barry. He indicated when he had spoken with Lieut. Barry, he was requiring four based on the 2,000 total Mr. Marlin had given him at the time. At the current time there are approximately 1200 tickets sold but they expect more to come in over the next week. Tickets will be sold at the gate.

In reply to questions, Mr. Marlin stated this is the first time he has been involved with an MMA event so he is not sure what to expect. He indicated he will stay in touch with Lieuts. Barry and LeGrice prior to the event.

Chairman Tartaglia cautioned him to be careful with the music in between fights. He agreed that the volume will be kept down. There will be a couple of local acts playing between 6:00 p.m. and 9:00 p.m. but once they are done, the fights will begin.

Commissioner Merian asked for clarification as far as the alcohol being served and it was agreed that it would be allowed until midnight. Lieut. LeGrice stated his concern is that the audio must be off by 11:00 p.m.. He does not object to the continued serving of the alcoholic beverages.

A motion was made by Commissioner Merian to approve the request with the amendment of hours to 11:00 p.m. for the Entertainment. The motion was seconded by Commissioner Marrow. All members voting in the affirmative, the motion carried.

7. Hearing on the request from Knight Food Service, Inc. dba Subway, for a Common Victualer license at 768 Belmont Street.

Present were Brian Knight, 100 Melville St., Fall River and Elvira Knight, 543 High Street, Somerset.

It was reviewed that this location was previously operated as a Subway but went out of business last year. They operate two other Subway Restaurants in Fall River. Mrs. Knight stated her sons want to get involved and will run the Brockton location. They have not had any of the inspections done yet.

A motion was made by Commissioner Marrow to approve the license pending receipt of the department inspection approvals. The motion was seconded by Commissioner Merian. All members voting in the affirmative, the motion carried.

8. Hearing on the request from 1285 Belmont St Bay State Yogurt LLC dba Orange Leaf Brockton, for a Common Victualer license at 1285 Belmont Street.

Present was Terry Connors, 20 Gloucester Street, Boston.

Mr. Connors stated he also has some questions and this is his third summer operating at the location. He had been told by someone who works for the City that they should get a Common Victualer license. He stated he serves yogurt. He indicated his General Manager had gotten the application and they filled it out and submitted it.

The Adm. Asst. stated that she had sent out the notice with the information required in order to complete the application as well as with the inspection forms.

Mr. Connors indicated he is confused with the inspection requirements because he already has the Board of Health Permits. Ms. Tucker explained that the problem is that he should have come in for the Common Victualer license when he opened three years ago and that he has been operating unlicensed. There is seating on the premise which requires a Common Victualer license. She is aware that Mr. McDuffy had mentioned this to him quite a while ago but nothing was ever done. She explained that whenever a new Common Victualer license is issued, the department inspections are required.

A motion was made by Commissioner Marrow to approve the license based on completion of the inspection and the necessary paperwork being submitted. The motion was seconded by Commissioner DeAndrade. All members voting in the affirmative, the motion carried.

9. Hearing on the request from VR Auto Sales Inc. dba Green Light Motors to transfer the Class II Used Car Dealer license at 1100 North Montello Street to Abington Gas and Auto Sales, Inc. – George Ayoub.

Present were Copal Awad, 66 Vernon Street, Middleboro, George Auyoub, 10 Mountain Avenue, Norwood and Rania AlMussquaoui, 373 Chestnut Farm Way, Raynham.

Lieut. LeGrice stated it is his recollection that amendments were made to the original plan filed by VR Auto Sales. The plan they submitted is a copy of the original plan. Ms. Tucker stated the stipulation on the current license is no more than 35 cars on the lot. Lieut. LeGrice stated the plan submitted has 42 spaces and he wants the stipulation to remain at 35. They agreed that there are only 35 cars allowed.

A motion was made by Commissioner Marrow to approve the transfer of the license with the same stipulation of 35 vehicles. The motion was seconded by Commissioner DeAndrade. All members voting in the affirmative, the motion carried.

10. Hearing on the request from 2 Debi's Convenience/Deli LLC dba Debi's Convenience and Deli to transfer the Wine and Malt Package Store license at 516 Pleasant Street to Mayuri Sahil Corporation dba Debi's Convenience and Deli.

Present were Attorney Matthew Porter, 488 Turnpike Street, Easton, representing the applicant, Bahecharbhai V. Patel, 435 Route 28, Harwich Port. Also present were the sellers Mary Ann Davis, 58 Lodge Street, Milton and Steve Davis of the same address.

Attorney Porter stated that Jenesh Patel, 24 Stonegate Drive, East Bridgewater, who is Mr. Patel's nephew is present to help with any language problems.

Attorney Porter reviewed that Behech has been in the business for a decade and currently holds two liquor licenses and has been the manager of both. He has had no problems with either and he understands the importance and the responsibility that comes along with selling liquor. He has had a very successful career in running retail businesses.

A motion was made by Commissioner Merian to approve the transfer of the license which motion was seconded by Commissioner Marrow. All members voting in the affirmative, the motion carried.

11. Communications

There were no communications to review.

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

With no further business to come before the Commission, a motion was made by Commissioner Merian to adjourn the meeting. The motion was seconded by Commissioner Marrow. All members voting in the affirmative, the meeting was adjourned.

Respectfully submitted,

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Henry Tartaglia  
Chairman

APPROVED:

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Paul D. Sullivan, Commissioner

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Joao DeAndrade, Commissioner

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Harold C. Marrow, Jr., Commissioner

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Paul Merian, Commissioner