

Meeting Minutes of the Regular Meeting of the Hanover Selectboard held in a hybrid format via teleconference as well as in person in the First Floor Hearing Room of Hanover Town Hall on Monday, September 13th, 2021 @ 6:30 PM.

Executive Session at 6:30

In accordance with MGL Chapter 30A Section 21(a)3 and 21(a)6, the Chair requested a roll call vote to enter into Executive Session to discuss litigation strategy with respect to the 7-11 appeal of the non-renewal of the 7-Eleven of Massachusetts Inc. dba 7-Eleven, 2103 Washington St. - Off-Premise - Wines and Malt Beverages Retail Package Store License and also to consider the purchase, exchange, lease or value of real property with regards to the Conservation Restriction for Sylvester Field.

The Chair announced that the Board will be returning to open session.

Roll Call Vote: Selectman Tuzik, aye, Vice Chair Nyman, aye, Selectman Louko, aye, Selectwoman O'Connor, aye, and Chairman Delaney, aye.

Call meeting to order

At 7:00pm the Chair called the meeting to order and arranged for remote participants to join the meeting.

Present at Town Hall were Chairman Delaney, Vice Chair Nyman, Selectman Tuzik and Selectman Louko. Selectwoman O'Connor was present via Zoom videoconference.

Also present at Town Hall, Town Manager (TM) Joe Colangelo, and Director of Licensing and Insurances/Executive Assistant (DLI) Janet Tierney.

The Chair announced that since one of the Members of the Board is present via Zoom, all votes will be taken this evening via roll call vote.

The Chair asked for any Public Comments regarding items not on this evening's agenda, seeing none.

Minutes

The Board voted to approve the meeting Minutes of August 4, 2021.

The Board voted to approve the Executive Session Minutes of:

September 14, 2020, September 18, 2020, October 19, 2020, November 2, 2020,

November 23, 2020, January 11, 2021, January 25, 2021, February 1, 2021, and March 1, 2021 not yet for public release. Roll call vote: John Tuzik, aye, Vice Chair Nyman, aye, Selectwoman O'Connor, aye and Chairman Delaney, aye. Selectman Louko abstained from the voting as he had not yet been elected to the Selectboard on the above-mentioned dates. The Board also voted to approve the Executive Session Minutes of: May 17, 2021, June 7, 2021 and June 21, 2021 not yet for public release. Roll call vote: John Tuzik, aye, Vice Chair Nyman, aye, Selectman Louko, aye, Selectwoman O'Connor, aye and Chairman Delaney, aye.

Approved
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Public Hearing(s) – Licensing & Permits

At 7:00 pm – The Chair opened the Public Hearing on the National Grid and Verizon New England Inc. - 295 Winter Street -Utility Pole Petition, and read the public hearing notice, attached, into the record.

DLI provided the Board with an overview of the petition. The Chair asked for any questions or comments, seeing none.

The Board voted to approve the utility pole petition as outlined in the Public Notice, (above), for 295 Winter Street. Roll call vote: Selectwoman O'Connor, aye, Selectman Louko, aye, Vice Chair Nyman, aye, Selectman Tuzik, aye, Chairman Delaney, aye.

At 7:05 pm – The Chair opened the Public Hearing on the AGT, Inc. dba Queen Ann Wine and Beer Application for (i) Transfer of the Off-Premise Wine and Malt Beverages Retail Package Store License from PBW Hanover, LLC dba Marketplace Fine Wines and Brew (License # 89473-PK-0492), (ii) Alteration of Premise to reduce the area of the licensed premise located at 283 Columbia Road, and (iii) Appointment of Frank Marchione as Manager, and read the public hearing notice, attached, into the record.

Jeff Tocchio, Representative for AGT, Inc. appeared before the Board and provided an overview of the application and of the plans for AGT, Inc.'s space within the existing building located at 283 Columbia Road.

The Board voted to approve the AGT, Inc. dba Queen Ann Beer and Wine and Beer application for (i) Transfer of the Off-Premise Wine and Malt Beverages Retail Package Store License from PBW Hanover, LLC dba Marketplace Fine Wines and Brew to AGT, Inc. dba Queen Ann Beer and Wine, (ii) Alteration of Premise to reduce the area of the licensed premise located at 283 Columbia Road, and (iii) Appointment of Frank Marchione as Manager.

Roll Call Vote: Selectman Tuzik, aye, Vice Chair Nyman, aye, Selectman Louko, aye, Selectwoman O'Connor, aye, and Chairman Delaney, aye.

Presentation from Erica Lussier, CPA, from Melanson on the Fiscal Year 2020 Audit

Finance Director (FD) Chelsea Stevens appeared before the Board and introduced Erica Lussier of the Melanson audit firm. FD thanked Erica, Melanson and the Hanover Finance Team for all their work on Fiscal 2020 Audit, and informed the Board they are all already hard at work on the FY2021 Audit.

Via Zoom Erica Lussier presented the Fiscal Year 2020 Audited Financial Statements, attached, to the Board, stating that the Town received the same "Clean Opinion" as last year. This opinion means that the financial statements were presented fairly and in accordance with generally accepted accounting principles or GAAP. Ms. Lussier also informed the Board that as the books are in good order with no items qualified to be reported on a Management Letter, there is no Management Letter this year. The Board discussed the financial statements with Ms. Lussier and Scott McIntire also of Melanson. Erica and Scott agreed to have a conversation with the actuary and the Town to see how far off the Town may be from using a higher discount rate on the OPEB retirement healthcare liability. The Chair asked for any questions, seeing none. TM clarified for those listening that the OPEB is funded through sales and meals tax. TM asked that any questions regarding the audit please be sent him or FD, acknowledging that this is a large document and

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stating that this meeting is not the only opportunity to ask questions.

Resident Ken Greene joined the meeting via zoom to inform the Board that although there is sound there were difficulties viewing the video of tonight's meeting.

Discussion of Fiscal Year 2023 Capital Budget and 5 Year Plan

TM kicked off first discussion of the FY2023 Capital Budget and the 5-year plan, informing the Board that the document, attached, is not regulatory but a planning document, and Department Heads have been asked to submit their initial capital requests to TM and FD by October 1st. TM informed the Board that he plans to discuss this over the next few meetings and hopefully adopt the FY2023 Capital Budget and 5 Year Plan in October or early November.

Resident Ryan Hall appeared before the Board and read a letter from the residents of Dillingham Way, attached, to the Board.

The Chair thanked the Dillingham residents for coming and acknowledged their concerns.

Sergeant Kane of the Hanover Police Department appeared before the Board and presented the results of a traffic speed study he conducted along Dillingham Way, attached. The Chair asked for any questions or comments, seeing none.

Resident George Culbert appeared before the Board and expressed his concerns with the traffic on Dillingham Way.

The Board discussed the traffic concerns with TM.

The Chair commented that on the town side, the effectiveness of the new road modifications can be observed as well as the results of the conceptual plans from the engineers while looking at options for the improvements for Dillingham Way. The Board will expect to learn more about this in the coming weeks, and hopefully can find an affordable, acceptable and effective solution to the problem.

TM informed the Board that the State is in support the Planning Board's decision to make the intersection of Woodland Drive and Route 53 a no left in, no left out intersection. Due to the fact that Route 53 is a State Road the Town needed state support of this decision. TM further mentioned that this project will be done as part of the MassWorks Project and will probably take place a year from now.

TM ran through some potential capital projects to consider, and informed the Board that a meeting has been set up on October 1st with Representative DeCoste and Senator Brady to discuss the intersection in front of Town Hall.

TM requested that over the next few weeks, the Members of the Board let him know of any capital projects they are interested in pursuing as now is the time to discuss them. The Board requested that DPW Director Victor Diniak be invited to a future Board meeting to discuss his method of prioritizing his list of Town roads scheduled for repair.

Hanover High Sports Boosters Road Race Application

DLI provided the Board with an overview of the Hanover High Sports Boosters Application for a November 25, 2021 Road Race. The Chair asked for any questions or comments, seeing none.

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The Board voted to approved the Hanover High Sports Boosters Road Race Application.

Roll call vote: Selectwoman O'Connor, aye, Selectman Louko, aye, Vice Chair Nyman, aye, Selectman Tuzik, aye, Chairman Delaney, aye.

Extension of Temporary Outdoor Table Service Permits

DLI provided the Board with an overview of the applications from Burke's Alewerks and Mamma Mia Restaurant for an extension of their outdoor dining permits.

Selectwoman O'Connor recused herself from the Vote on the Burke's Alwerks application as she has a familial connection to Burke's Alewerks.

The Chair asked for any questions or comments on this agenda item, seeing none.

The Board voted to ratify the Town Manager's extension of Burke's Brewing Co., dba Burke's Alewerks - 200 Webster Street, Unit 3, Hanover, MA 02339 - Outdoor Table Service - Malt Beverages Only – to April 1, 2022 unless earlier suspended, cancelled or revoked.

Roll call vote: Selectman Tuzik, aye, Vice Chair Nyman, aye, Selectman Louko, aye and Chairman Delaney, aye.

Selectwoman O'Connor returned to the meeting.

The Chair commended Mamma Mia's on the improvements they have made and asked for any questions or comments on their outdoor dining extension request, seeing none.

The Board voted to ratify the Town Manager's extension of S&J Hanover, Inc. dba Mamma Mia of Hanover – 333 Columbia Road, Hanover, MA 02339 - Outdoor Table Service- All Kinds of Alcoholic Beverages – to April 1, 2022 unless earlier suspended, cancelled or revoked, under the Outdoor Dining Policy 9-10.

Roll call vote: Selectwoman O'Connor, aye, Selectman Louko, aye, Vice Chair Nyman, aye, Selectman Tuzik, aye, Chairman Delaney

Licensing Deadline

DLI spoke with the Board regarding the requested licensing deadline. The Chair asked for any questions or comments, seeing none.

The Board voted to approve the deadline of 12:00 Noon on Tuesday, November 23rd, 2021 for submitting this year's December 31st and January 1st license renewal applications in accordance with MGL Chapter 138 and Licensing Policy 9-09.

Roll call vote: Selectman Tuzik, aye, Vice Chair Nyman, aye, Selectman Louko, aye, Selectwoman O'Connor, aye, Chairman Delaney, aye.

7-Eleven – 2103 Washington Street – Wines and Malt Beverages Off-Premise (Package Goods Store) License Renewal.

The Chair informed those listening that the 7-Eleven renewal had been discussed in this evening's Executive Session. The Board had been advised that the chances of the Town having a successful outcome in the appeal for non-renewal of the license were slim, and that the transfer of the licensed would be discussed at a public hearing to be held at a later date.

The Board voted to approve the renewal of the 7-Eleven of Massachusetts Inc. dba 7-Eleven - 2103 Washington Street, Hanover, MA 02339 - Wines and Malt Beverages Off-Premise (Packaged Goods Store) License under MGL Chapter 138 and Licensing Policy 9-09 to thereby settle the appeal situation that is currently ongoing.

Roll call vote: Selectman Tuzik, aye, Vice Chair Nyman, aye, Selectman Louko, aye, Selectwoman O'Connor, aye, Selectman Delaney, aye.

Public Assemblage Permit – Oktoberfest Celebration

TM informed the Board that Oktoberfest will not be taking place this year, and the next big Town event to look forward to will be Winterfest, the planning for which should be beginning very soon.

Public Assemblage Permit – Hanover Food Pantry Grand Opening

Libby Corbo, Vice President of the Hanover Food Pantry joined the meeting via Zoom and spoke with the Board regarding the proposed plans for the upcoming Grand Opening of the Hanover Food Pantry at the new Sylvester School location.

Ken Greene joined the meeting via zoom and wanted to comment on agenda item 15 regarding 7 – Eleven, in particular the transfer of the license to another location. The Chairman clarified that only the renewal of the 7-Eleven license was listed as an agenda item and voted upon this evening. The transfer will be discussed at an upcoming public hearing. Mr. Greene informed those listening that he would hold his comments to a future date, and also that Steve Ryerson had corrected the problem with the meeting's video.

The Board asked for any questions or comments on the public assemblage permit for the Food Pantry, seeing none.

The Board Voted to approve the Public Assemblage Permit for the Food Pantry Grand Opening at Sylvester School from 11am to 2pm on Saturday, September 18th under the General Bylaws Section 6-4.

Roll call vote: Selectwoman O'Connor, aye, Selectman Louko, aye, Vice Chair Nyman, aye, Selectman Tuzik, aye, Chairman Delaney, aye.

Public Assemblage Permit – Grand Opening of the Build the Boards Outdoor Rink

Bevin Gray joined the meeting via Zoom and provided the Board with the details of the proposed Grand Opening and Ribbon Cutting of the Build the Boards Project.

The Chair asked for any questions or concerns, seeing none. The Board congratulated Build the Boards.

The Board voted to approve the Public Assemblage permit for the Grand Opening of the Build the Boards Project to take place tomorrow, Tuesday, September 14th at 4:00pm in accordance with the General Bylaws Section 6-1.

Roll call vote: Selectman Tuzik, aye, Vice Chair Nyman, aye, Selectman Louko, aye, Selectwoman O'Connor, aye, Chairman Delaney, aye.

Sylvester Field

TM informed those listening that the Board has had a chance to meet with Attorney Feeley during Executive Session to discuss the Conservation Restriction for Sylvester Field and it is anticipated that the Board will be signing it in the next few meetings, once Attorney Feeley gets back to the Board with the answers to their questions regarding the restriction. TM also informed those listening that the Town has paid the \$250,000 to Wildlands Trust as approved at Town Meeting for the Conservation Restriction and now we are at the point of actually getting the asset the Town paid for and that is the process we are working through.

Town Manager Report

TM thanked Kathy Murray for all the effort she put forth in the September 11th Ceremony held this past weekend at the Veterans Memorial.

Selectmen Forum

Selectwoman O'Connor informed those listening that she has suspended her office hours for the month of September, will be resuming them via Zoom in October and probably in person again after the new year.

Vice Chair Nyman informed those listening that she has been working closely with Senator Brady and DEP regarding the Fireworks Site and on September 27th Commissioner Suuueberg will be coming down to tour the site from 10am to 11:30am. The Vice Chair thanked Senator Brady for all his efforts in this. TM expressed that the preference would be for two or less Selectboard Members to attend this Site visit for safety reasons. The Board agreed that Vice Chair Nyman and Selectman Louko will attend on behalf of the Board.

Selectman Louko announced that the Town Community Water Forum is coming up this Wednesday night. The panel will have representatives from DEP and the State, our local water experts from the DPW and Water Department and engineering consultants who will give some good information regarding the PFAS tested at the Pond Street well, and this will be a good opportunity for the residents to ask their questions.

The Chair asked for any questions or comments, seeing none.

Adjourn

The meeting ended and adjourned via roll call vote at 9:14pm.

Roll call vote: Selectwoman O'Connor, aye, Selectman Louko, aye, Vice Chair Nyman, aye, Selectman Tuzik, aye and Chairman Delaney, aye.