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MELISSA PAGLIARO,
CLERK OF THE BOARD

MEETING MINUTES

A meeting of the Salem Licensing Board was held on Monday, August 22, 2016 at 6:45 p.m., at City Hall, 120 Washington Street in the third floor meeting room. In attendance: Chairman Bob St. Pierre, Member Rick Lee and Clerk of the Board, Melissa Pagliaro. Absent were Special Investigator, Det. Sgt. Gaudet and Member Paul Flores.

1. Application for various Street Performers Licenses. Applicants: Rick Lawrence, Adrien Lukianov, Mary VanLiew, Carissa Myre, Thomas Mehan, Izayah Paige, Isaac Buxbaum, and Alison Buxbaum.

All the applicants said that they read, signed and understood the rules and regulations. Mr. Lee reiterated that there is no amplification of any kind and that if a performer is asked to move by any member of the Board or the Police Department that they must comply. If there are issues with compliance, he said the licenses would be revoked. Mr. Lee motioned to approve. Chairman St. Pierre seconded. Motion carried.

2. Application for a One Day Liquor License for September 11, 2016 from 12-8 pm for 500 people at 28 St. Peter Street for Annual Polish Picnic. Applicant: St. John the Baptist.

Marilyn Costa presented the application to the Board. She said this is the 24th or 25th year and they always have a detail and that she submitted all necessary paperwork. Mr. Lee motioned to approve and waive the fee because they are a Salem on profit. Chairman St. Pierre seconded. Motion carried.

3. Application for 2 (two) One Day Liquor Licenses for September 30 from 6-9 pm for 175 people and October 1, 2016 from 2-6 pm for 400 people for events at SSCU. Applicant: Salem State University, Sean Morrow.

Mandy Ray presented the application to the Board. She said the first event is an Athletes Hall of Fame event that they hold every two years and the second event is a tailgate party for Alumni and parents over 21 years old. She said they would use campus police for the detail. Mr. Lee motioned to approve and waive the fee because they are a Salem on profit. Chairman St. Pierre seconded. Motion carried.

4. Application for a Change of Manager to Richard O'Leary. Applicant: Lafayette Club, Broadway.

Mr. O'Leary presented the application to the Board. He said he has been a member of the club for 25 years and a member of the board for about 15. He said he will be taking on the role of manager. Mr. Lee motioned to approve. Chairman St. Pierre seconded. Motion carried. Application for a Change of Manager to Michael Sosnowski. Applicant Polish Legion, Daniels Street.

Mike Sosnowski presented the application to the Board. He said that a couple of years ago he became commander and the commander id usually the manager of record. He said he was

waiting for the current manager; Teddy be ready to leave. He said Teddy has been an enormous part of the Club for a very long time. He said all of the paperwork has been submitted and is in order. Mr. Lee motioned to approve. Chairman St. Pierre seconded. Motion carried.

5. Application for a sub licensee Fortunetelling License for Courtney Shepatin. Applicant: Crow Haven Corner.

Owner Lorelei Stathopolous presented the application. She said she is just adding Cortney on as another reader in her Store. Mr. Lee motioned to approve. Chairman St. Pierre seconded. Motion carried.

6. Application for a Renewal of a Store Fortunetelling License and two sub-licensees, Gregory Kaminsky and Maria Carles. Applicant: Hermetic Arts Learning Center, David Newman, 107 Bridge Street.

Owner David Newman presented the application. He said it is a renewal for the Store license at 107 Bridge Street. He said he is also requesting sub licensee fortunetelling license for Maria and Gregory. Mr. Lee motioned to approve. Chairman St. Pierre seconded. Motion carried.

7. Application for an Individual Fortunetelling License at 190 Bridge Street Apt. #3401. Applicant: Tim Spruill.

Tim said he wanted an Individual License to be able to read from his home. Mr. Lee motioned to approve. Chairman St. Pierre seconded. Motion carried.

8. Application for an Individual Fortunetelling License at 107 Bridge Street. Applicant: Michael Noll.

Michael said he wanted an Individual License to be able to read from his home. Mr. Lee motioned to approve. Chairman St. Pierre seconded. Motion carried.

9. Application for an Individual Fortunetelling License at 190 Bridge Street Apt. #3401. Applicant: Paul Burns, Jr.

Paul said he wanted an Individual License to be able to read from his home. Mr. Lee motioned to approve. Chairman St. Pierre seconded. Motion carried.

10. Application for 2016 Psychic Fair for Omen, Essex Street and Festival of the Dead, Museum Place Mall for the month of October.

Will place on Septembers Agenda

*Chairman St, Pierre heard from the Building Department's Mike Lutrzykowski on 304 issues. Mike said that for Life Alive this is a first time issue but for the Black Lobster and Bistro 118 this is a year after year issue. He said these inspections are the most important inspections his department does and they go hand in hand with the liquor license. HE explained that a couple of years back the process changed and began a little bit earlier, in June, to give the licensees plenty of time to submit applications back to him and to correct any issues that might be found. He said that two of the establishments are consistently late and unresponsive to the letters that are mailed out by him and the Licensing Department. He said that a few years back he changed the processes to give licensees more time.

11. Discussion with Life Alive, Essex Street, regarding their Annual 304 inspection.

Adam Lee was present for Life Alive. He said he is new and didn't really know about this application and inspection. Mike said to call him first thing in the morning to submit the application and then he would set up an inspection. Chairman St. Pierre said he hopes they will not be back in next year. Mr. Lee said they would not be and will get right on to resolving this.

12. Discussion with Black Lobster, Bridge Street, regarding their Annual 304 inspection.

Peter Kastrinakis attended late and was heard at the end of the meeting after the Board decided to call him in for a Hearing for not showing up. Peter said he has a lot going on. He said he did attempt to come in with the application but there was no parking. Chairman St. Pierre said that is no excuse and that this is serious business. Peter said he is doing the best he can. Mr. Lee said that Peter well always seeming to try and do well always falls flat. He said that this Board cannot allow any more excuses when it comes to this. Mr. St. Pierre said that he is going to suspend the license for one day and hold it in abeyance until next year. He said that if next year they do not comply with this application and inspection process, Mr. Kastrinakis will have to close for a day. Mr. Lee motioned to approve. Chairman St. Pierre seconded. Motion carried.

13. Discussion with Bistro 118, Washington Street, regarding their Annual 304 inspection and their Entertainment License.

Frandy Xu, owner of Bistro 118 was present. Tricia Phan introduced herself and said she will be helping Frandy from now on. Ms. Pagliaro said that the issue with the Entertainment License came forward due to a single complainant about loud music. She said that Sgt. Gaudet had investigated for a few nights and found that it got a bit loud when the door opens. He did speak once, to the DJ and said it would probably help to turn the music down a bit. Chairman St. Pierre said that it was up to Frandy to control the entertainment in his establishment and he should have the DJ turn down the volume a bit. Tricia said that they are looking at adding a second door. Chairman St. Pierre also added that it may be good for Frandy's helper to attend the meeting with Sgt. Gaudet and Frandy the next morning at the police station as Tricia said there is a communication issue.

On the issue of the 304 inspection, Mike said that he believes this is the 5th year in a row of not being in compliance. Mr. Xu said he did not receive the application in the mail and sometimes his mail goes to the other restaurants with the same address. Mike said he did receive the application before the 2nd letter went out but without the payment. He said he failed the inspection on three major issues. HE said he knew of the inspection and was still not prepared. He said this is a major concern. Chairman St. Pierre asked that both Mike and Melissa send the letters out next year by registered mail. Mr. Lee said that being non-compliant for these inspections stops here. He said that anyone next year who is not in compliance next year should have their license taken away until they are. Chairman St. Pierre said that he would check with the City Solicitor about that. Mike said he feels as though the Chairman is being very fair and that next year there will be zero tolerance. Chairman St. Pierre said that he is going to suspend the license for one day, held in abeyance for 1 year, and if next year Frandy is not in compliance he will have to close for a day. Mr. Lee motioned to approve. Chairman St. Pierre seconded. Motion carried.

14. Communications:

Darryl Bennet wrote a letter into the Board about vending and was going to attend tonight to speak to them. No one attended the meeting.

15. Old/New Business:

Chairman St. Pierre said that Sgt. Gaudet will provide the Board with an update at the next meeting regarding the recent incident at Tavern in the Square.

16. Approval of Meeting Minutes from July 25, 2016. Mr. Lee motioned to approve. Chairman St. Pierre seconded. Motion carried.

17. Adjournment: Mr. Lee motioned to approve. Chairman St. Pierre seconded. Motion carried.

Melissa Pagliaro
Clerk of the Board

**Know your rights under the Open Meeting Law M.G.L. c. 30A and City Ordinance
Sections 2-2028 and through 2-2033**