

License Commission, Room 118 Phone: 978-374-2312 Fax: 978-373-8490 cityclerk@cityofhaverhill.com

LICENSE COMMISSION MINUTES Thursday, June 6, 2024, at 6:00 p.m.-Room 202 VIRTUAL and in person meeting

Attending: Chairperson Laura Angus, Commissioner Patrick Driscoll, Commissioner Linda Koutoulas, Lic. Comm Clerk Jennifer Sanchez, Sergeant Kevin Lynch, HPD.

1) PLEDGE OF ALLEGIANCE

2) APPROVAL OF THE MINUTES

2.1 Approval of the Minutes of May 2, 2024

Commissioner Driscoll stated he had an opportunity to review the minutes and he would like to approve them.

Commissioner Driscoll made a motion to approve the minutes. This was seconded by Commissioner Koutoulas. No public comment, vote unanimous, motion passed.

3) CONTINUED BUSINESS

No Schedule

4) MISCELLANEOUS APPLICATIONS/ REQUESTS

4.1 Robert Lapierre, Manager

Bradford Village Square LLC d/b/a Bradford Village Square 109 South Main Street

-Application for Keno with the Massachusetts State Lottery Commission.

Robert Lapierre appeared for this item. Robert said that the letter from the Lottery Commission has the address incorrect and it has been corrected to 75 South Main Street. Chairperson Angus asked Robert if he is well versed in the rules of lottery. Robert said yes, he is.

Commissioner Koutoulas made a motion to approve the application for Keno. This was seconded by Commissioner Driscoll. No public comment, vote unanimous, motion passed.

4.2 Rafael Guzman, Manager

Crusttown Inc. d/b/a Crusttown 150 Washington

-Application for Keno with the Massachusetts State Lottery Commission.

Items 4.2 and 9.1 were heard together. They are applications for the Lottery Commission and outdoor dining. Gary Ortiz and Rafael appeared for these items. Chairperson Angus asked Rafael if he is well versed on the lottery commission rules. Rafael said yes, he is, and he took the training. Rafael said in the past he used to have the license for a year and half.

Commissioner Koutoulas made a motion to approve the Keno application and to approve the outdoor dining. This was seconded by Commissioner Driscoll. No public comment, vote unanimous, motion passed.

4.3 Jade Jalbert

Willow Spring Vineyards, LLC d/b/a Willow Spring Vineyards 840 West Lowell Ave Newburyport, MA 01950

-Application for the Haverhill Farmers Market located at 10 Church Street from June 22, 2024, to October 26, 2024, from 9am to 1pm.

-Pending tips certifications.

Jade appeared virtually for this item. Chairperson Angus said some of the tips certificates are expired and asked her to send updated TIPS certificates. Jade said neither of them will be doing to market. She said Brandy might do the market so she will send the update for her.

Commissioner Driscoll made a motion to approve the application. This was seconded by Commissioner Koutoulas. No public comment, vote unanimous, motion passed.

5) ONE DAY APPLICATIONS

5.1 Jennifer Matthews, Applicant

L'Arch Boston North, Inc.

53 Wingate Street

-Application for one day all alcohol liquor license for the Longest Table event on August 22, 2024, on Wingate Street from 5pm to 10pm.

-Pending City Council and Mayor approval.

-Has Police approval.

Jennifer Matthews appeared over the phone for this item because the video was not working. She said the Longest Table event is on August 22 this year. They are going back to Wingate Street. They are working with the Peddler's Daughter. The Peddler's Daughter will be serving the alcohol. Everyone will have a wristband. Chairperson Angus asked if Margaret is the only person that serves alcohol. Jennifer said no, some other staff serve alcohol and there are two bars. Chairperson Angus said they only received TIPS certification from Margaret and asked her to TIPS certificates from anyone else who will serving the alcohol.

Commissioner Driscoll said they have had no issues in the past and he wishes continued success.

Commissioner Driscoll made a motion to approve the application pending city council and mayor approval. This was seconded by Commissioner Koutoulas. No public comment, vote

unanimous, motion passed.

5.2 Kim Dandurant, Applicant

Armenian Church at Hye Point 1280 Boston Road

-Application for one day all alcohol liquor license for the meeting and dinner event on June 26, 2024, from 12:30pm to 7:30pm.

-Has Police Approval.

Kim Dandurant appeared for this event on the phone because the video was not working. Chairperson Angus said she sees the city listed on the general liability but does not see the liquor liability. Kim said it is listed in the restriction area that there is liquor liability coverage. Chairperson Angus said OK. She also asked where they are purchasing the alcohol from. Kim said she is getting the alcohol from Martinelli's. Chairperson Angus reminded Kim that we cannot verify the source is an authorized source if the vendor is not accurate on the application. Chairperson Angus asked her to give a brief description of the event.

Kim said it's a council event. The executives have the annual meeting. They go to the Country Club in the morning and play golf. Then they come to the church facility to host their dinner and meeting. Chairperson Angus asked if Mark is the only one who serves alcohol. Kim said yes Mark will be the only person serving alcohol.

Commissioner Koutoulas made a motion to approve the application. This was seconded by Commissioner Driscoll. No public comment, vote unanimous, motion passed.

6) <u>BUSINESS CERTIFICATES</u> No Schedule

7) <u>ENTERTAINMENT APPLICATIONS</u>

7.1 Brian P Murphy, Manager

Uno of Haverhill, Inc. d/b/a Uno Pizzeria & Grill 30 Cushing Ave

-Application for amendment of entertainment license to include outside entertainment in parking lot.

-Pending Police approval.

Gary and Christina appeared for this application. Chistina is the general manager of the location and Gary is the regional director. Chairperson Angus asked what the plans for the parking area. Christina said they want to utilize the parking lot in the back corner area. They want to have an event such as a touch a truck event, with police and firefighters. They are also considering having a movie night. The movie night would be geared towards families to give them something to do.

Gary said they have a big parking lot, and they are looking for something to do to engage the public. They are looking at different types of events such as car shows, car meets, music outside and entertainment outside during the events. He said they are not interested in serving alcohol

outside or serving food outside. They also do not want to have any outdoor dining.

Chairperson Angus asked how they would protect the area where the events would be? Gary said it is an enclosed parking lot to begin with. He said he could block off that part of the parking lot and still have parking around the building. He wants to hear suggestions of how they can best block off that area in the back parking lot. Gary said they are willing to put up planters or fencing, or a temporary structure.

Chairperson Angus said the plan shows the whole parking lot is open. Gary said it is in the back section, there is no crossing over.

Chairperson Angus reminded Gary that emergency vehicles need to have access to the area. The structure would have to be something that could be moved to allow emergency vehicles in. Commissioner Koutoulas asked them if they have a way to count the number of people in their parking lot. Gary said he did not give it that much thought. Gary said it is such a big area that he cannot imagine how many people would fit there and that he does not think they would get to maximum capacity. Commissioner Koutoulas asked if they have determined what the maximum number of vehicles would be for the events. He did not have a number but said that they would line the cars up on the outside of the lot. Commissioner Koutoulas asked if there would be any traffic concerns about any events that would be popular.

Gary said at some point they were approved for all of those spaces in the parking lot, and he does not think they would go over what has already been approved in the past. Commissioner Koutoulas asked if they would have their own staff supervising the event or if they would have an outside person supervising.

Christina said for the car show she is working with a coordinator named Rubin. He has been doing these types of events for 15 years. He has requested a police detail. They are looking for some time in August, but they have not locked anything down yet. The car show is going to be a nonprofit and anything that is raised will be donated.

Sergeant Lynch said one concern that he has is there is a residential neighborhood that backs up the laundromat. He is concerned it will be too loud. He asked how loud they are talking about and how late they are doing the events.

Gary said any music would be in the afternoon and not in the nighttime. The movie night would be the latest event and they will be done by 9pm. Sergeant Lynch reminded them that sound does travel and to be aware of the neighbors. If there is a complaint, they would have to address that. Chairperson Angus asked Gary if he is talking about piping music into the parking lot. Gary said no he is not. The speakers he is looking for are the speakers for the movies.

Commissioner Koutoulas asked if they have determined any hours that they want to have the events during.

Christina said the events would be during the day. The car show would start at noon time and end at 5. For the movie night it would be sundown to the length of the movie. The events they are looking for are touch a truck, movie night, and car show. Chairperson Angus asked if they are still looking for art and craft vendors. Gary said that he was under the impression that was not allowed and that is ok. Commissioner Koutoulas said that is more of an event permit. Gary said the car show would be 1 car show in August. Gary said the car meets are smaller and those are on a weekly basis. Car enthusiasts park their cars in the back lot. The car meets are very informal, and they would not be asking for entertainment on those days. Commissioner Koutoulas asked if the Police would want to know before hand when the car meets are happening. Sergeant Lynch said they would because the participants might produce their own music which could disrupt the neighborhood. Sergeant Lynch said a detail is not necessary, but

they do need to ne notified before the car meet.

Commissioner Koutoulas said that if this is approved, she requests that the commission is notified before the events take place. Commissioner Koutoulas requested a more detailed drawing showing where the vehicles will be parked, entrance, egress, and some description of barriers.

Chairperson Angus asked if the events are mostly scheduled in August. Christina said they are looking at August 4 or August 11. When they do determine the date, they will contact the commission and let them know the date and make sure everyone is on board.

Chairperson Angus asked if they could get a better plan together as far as where the events will be taking place, proposed safety plan for barriers.

Gary said this is his first time doing this and asked if they have any barriers they recommend. Commissioner Driscoll said they are talking about protecting the participants of the event so it would have to be something better than caution tape. Commissioner Driscoll said there are plastic barriers or temporary fencing or something along those lines. He suggested they talk to an engineer or someone from corporate. Chairperson Angus said they could also get in touch with someone in the fire department or the police department and see what their suggestions are. Chairperson Angus said she would like to get this resolved but there are some questions that need to be addressed before it can be done.

Commissioner Driscoll said they should take the next few weeks to get the information together and come back in July.

Gary asked if they need approval to do the car meets. Commissioner Koutoulas said that the commission would need to know ahead of time so the police will be aware of it. Commissioner Driscoll said he did not see any problems with it. Commissioner Koutoulas asked Sergeant Lynch if he has any experience with these informal meets.

Sergeant Lynch said some of these informal meets depending on who shows up there could have illegal operation of vehicles as they leave so that is why they want to know. Sergeant Lynch said some of the private clubs have 150-200 cars parked so they know if there is an influx of cars, and they can watch for erratic driving. They can have officers in the area to combat these problems. Commissioner Koutoulas said they do not have to approve every event ahead of time but if they are going to have a formal show, they will want to know how many cars so they can keep a handle on it. She said her impression of car meets is a lot different than what they have described. Her request is that beforehand they would want to know how many cars and how long the meet will be, to maintain some sort of order and safety measures.

Christina said she could get the exact number of cars and she was under the impression it was under 10. She said there is usually only 6 that show up and sometimes 8. Commissioner Koutoulas said she should have that approved by the police before it happens.

Chairperson Angus told them they should get in touch with the clerk when they are ready to come back for the entertainment amendment.

This item was postponed. No motion made.

8) COMMON VICTUALLER APPLICATIONS

8.1 Ailing Liu, Manager New Haverhill Jade inc., d/b/a New Haverhill Jade

203 Winter Street

-Application for new common victualler license for the hours of Sunday 12pm-9pm, Monday 11am-9pm, Tuesday closed, Wednesday and Thursday 11am-9pm, Friday and Saturday 11am-9:30pm.

-Pending inspectional services approval and building occupancy.

The applicant was not present for the application.

9) OUTDOOR DINING APPLICATIONS

9.1 Rafael Guzman, Manager

Crusttown Inc., d/b/a Crusttown 150 Washington Street

- -Application for outdoor dining.
- -Pending Inspectional and Fire approval.
- -Has police approval, has dpw approval.

Rafael and Gary appeared for this item. It was heard with the lottery commission application. Chairperson Angus told Rafael she is very confused about the outdoor dining application. She said the plans show 8 in the front and 24 in the back seats, but the application says 32. Gary said they corrected the application. They can only have 4 seats in the front and chairs out back. Chairperson Angus said that is not what the plan shows. Gary said that they understand that the outside and the inside occupancy combined cannot exceed over 45. Chairperson Angus said there would be 1 table out front with 4 chairs and 8 tables out back with 4 chairs each. Chairperson Angus said the plan does not show that.

Commissioner Koutoulas reminded Gary and Rafael that there has to be someone outside supervising the outside. Gary said they are aware of that, and they have glass in front and have good supervision of all the areas.

Chairperson Angus told Gary that we have to keep the applications consistent and have 2 tables in the front and 6 tables in the back because that is what was already approved at the last meeting and sent to the ABCC.

Commissioner Koutoulas made a motion to approve the Keno application and to approve the outdoor dining. This was seconded by Commissioner Driscoll. No public comment, vote unanimous, motion passed.

10) ALCOHOL/ ABCC APPLICATIONS

10.1 Lorelei Judge, Proposed

Haverhill Golf & Country Club, Inc. d/b/a Haverhill Country Club 58 Brickett Lane

-Application for multiple amendments change of manager and change of officers/directors/LLC Managers

Lorelei appeared for this item. Chairperson Angus asked her what her experience is in the industry. Lorelei said she has been in the industry for 40 years. She has been at the Country Club for the last 3 years and was a bartender for 9 years prior to that. She is very familiar with food and beverage. She said she is TIPS certified.

Commissioner Koutoulas made a motion to approve the application. This was seconded by Commissioner Driscoll. No public comment, vote unanimous, motion passed.

10.2 Jessica Williams, Proposed Manger

ACF LLC d/b/a 978 Lounge 101-103 Washington Street

-Application for change of manager.

Attorney Denver Cherms appeared with Jessica and Ana for this item. Chairperson Angus asked Jessica what her experience is in the industry. Jessica said she has been a bartender for 4 years. She said she was a manager at several of her other jobs. Chairperson Angus said her application reflects she has not been working since December. Her last employer is listed at the Gateway Lounge. Jessica said that was the last place she worked and then she came to 978 to work. Chairperson Angus told Jessica that her employment with 978 is not listed on the application. Jessica said she has been working there since the opening in January.

Commissioner Koutoulas said she was usure if they were aware of the history of 978. There have been issues with the prior owner and the prior owner before that. We have been assured there would be no connection with the prior owners. It looks like the prior owners seem to be still very involved.

Jessica said no they have no association with them. She said she was at gateway that is where she used to work. They are 2 different places. Jessica said Kyle Bell was her supervisor, but he has nothing to do with 978. Jessica said she was fired from Gateway, and she got the opportunity to go to 978. Jessica said she has been the stand in manager since Danielle left. Chairperson Angus asked Jessica if she understands ordering alcohol from authorized sources, and not filling bottles. Jessica said she has been training for that. Commissioner Driscoll said also crowd control. Commissioner Koutoulas asked Jessica how she has been finding the crowds there. Jessica said it is not as busy and as crazy as it used to be. She also said they have a counter and they have been watching the numbers. They still have contracted security, and the security has a clicker. Ana said they also have a decibel meter that monitors the volume, so they do not disturb people around them.

Chairperson Angus asked Jessica if she could update the application to reflect that she has been working at 978. Jessica said she has had no prior disciplinary actions. She also said she plans on being on the premises at least t 40 hours per week.

Commissioner Driscoll made a motion to approve the application. This was seconded by Commissioner Driscoll. No public comment, vote unanimous, motion passed.

11) <u>CARRY IN LICENSE APPLICATIONS</u>

No Schedule

12) ITEM FOR DISCUSSION

No schedule

13) SHOW CAUSE HEARING

13.1 Russell Littlefield, Manager

Russ-Lynn Inc. d/b/a R.G.'s Pub 242 ½ Winter Street

-Continuation of show cause hearing: Update on camera retention time.

Russell appeared for this item. Russell provided a printout from the camera company that confirms that he placed the order, and he is waiting for an installation. He said the wiring has been completed and they are waiting for the cameras to come in to be installed. He said the new cameras have a 30-day retention.

Commissioner Driscoll told him to notify the License Clerk when the cameras have been installed. Russell said they are waiting on the shipment of the cameras

Chairperson Angus told Russell they appreciate his follow through and so does the police department.

Commissioner Koutoulas made a motion to continue the probation until we have evidence the cameras have been installed. This is anticipated to be within 1 week. This was seconded by Commissioner Driscoll. No public comment, vote unanimous, motion passed.

13.2 Jeremy M Dul, Manager

Bradford Social & Athletic Club Inc. d/b/a Bradford Social & Athletic Club 187-189 South Elm Street

-Show cause hearing: Alleged violation of M.G.L. Ch. 138 § 1. Failure to provide officers and compensation.

There was no one present for this item.

13.3 Nancy Ann Pagnam, Manager

Crescent Yaht Club d/b/a Crescent Yaht Club 30 Ferry Street (Rear)

-Show cause hearing: Alleged violation of M.G.L. Ch. 138 §1. Failure to provide officers and directors and compensation.

Richard appeared for this application. He said that Nancy retired. Richard is going to be the manager. The club has got the application for the new manager, and they are currently working on it. Richard said he brought the paperwork with him tonight to the meeting. Richard submitted the paperwork to the commission.

Commissioner Koutoulas asked how far they are from having the application for new manger completed. Richard said he is not sure. He completed his portion, and he gave it to the officers. Commissioner Koutoulas asked him if he could relay to the it is very important to have a manager on file. Chairperson Angus asked when Nancy retired? Richard said October.

Chairperson Angus reminded Richard that this is something that is required by Clubs to do every year. This paperwork is due by April 15 each year. Chairperson Angus told him to note the date for next year since he may be the new manager. She also reminded him that this is required by law. Chairperson Angus said if the list does not watch what is currently approved and the secretary of state office that those will need to be updated also.

Commissioner Koutoulas made a motion to place this on file. This was seconded by Commissioner Driscoll. No public comment, vote unanimous, motion passed.

- 14) COMMUNICATION
- 15) Public Participation

No SCHEDULE

16) OTHER BUSINESS

No Schedule

- 17) ADJOURNMENT
- 18) Commissioner Driscoll made a motion to adjourn at 7:28pm.