

Protection and License Committee

Chairman Infurna, McAteer-Margolis,
Boisselle, Seaboyer
Absent: Forbes
Attending: Conn, Medeiros, Mortimer,
Wright
In attendance: City Solicitor Robert Van
Campen, Health Director Ruth Clay

Protection and License Committee called to order by Chairman Infurna at 7:30 p.m.

Alderman Seaboyer motions to open Public Participation, 2nd by Alderman Boisselle. All in favor.

Mr. Harshad Patel, owner of the Common Market on E. Foster Street, would like ice cream trucks to not stop within 500 feet of stores that sell ice cream.

Alderman McAteer-Margolis motions to close Public Participation, 2nd by Alderman Boisselle. All in favor.

Order No. 10-127, Application for a Common Victualler License to Elin Agustsson d/b/a Busy Bee Bakery at 1 Hurd Street., Melrose, MA

Alderman McAteer-Margolis moves to recommend, 2nd by Alderman Seaboyer. All in favor.

Order No. 10-86, Requesting that the City Solicitor, Chief of Police and Health Director appear before the Board of Aldermen to discuss the licensing of ice cream trucks. (A-6)

Alderman Boisselle moves to recommend, 2nd by Alderman Seaboyer.

Alderman Boisselle motions to suspend the rules to hear from Atty. Van Campen and Ms. Clay, 2nd by Alderman McAteer-Margolis.

Atty. Van Campen says at first glance it appears that ice cream truck vendors are licensed as transient vendors, but they are not. They are licensed as hawkers and peddlers.

Ms. Clay says the Health Department issues ice cream truck vendors mobile food permits, as required by law, and a Hawkers and Peddlers license. The trucks themselves are permitted. The individual is licensed the same way as all other hawkers and peddlers, and are not CORI'd.

Atty. Van Campen says creating an ordinance preventing the trucks from stopping in front of other businesses is a restraint of trade issue. He would have to look into it further to see if an ordinance could be created without conflicting with restraint of trade. Ms. Clay says the permit requires them to remain mobile and not remain in one location for more than 15 minutes.

Alderman Boisselle and Alderman Seaboyer withdraw their motions to recommend.

Alderman Boisselle motions to place on hold, 2nd by Alderman Seaboyer. All in favor.

Alderman Seaboyer motions to recess the Protection and License Committee, 2nd by Alderman Boisselle.

Protection and License recesses at 8:05 p.m.

Public Works Committee

Vice Chairman Infurna, Boisselle,
Seaboyer, McAteer-Margolis
Absent: Forbes
Attending: Conn, Medeiros, Mortimer,
Wright
In attendance: City Engineer Bob Beshara

Public Works Committee is called to order by Vice Chairman Infurna at 8:05 p.m.

Order No. 10-121, Acceptance of a Drainage Easement for Ward 2 Drainage Project from: M. Razvan and Tina Teodorescu, 14 Hawes Ave., Melrose as set forth in documents herein.

Alderman McAteer-Margolis moves to recommend, 2nd by Alderman Boisselle.

Alderman Boisselle motions to suspend the rules to hear from Mr. Beshara, 2nd by Alderman Seaboyer. All in favor.

Mr. Beshara says the owners bought this property just before construction began. The work was done on right of entry and the existing easement. The owners wanted the easement to be moved.

On the motion to recommend All in favor.

Order No. 10-130, Requesting the Mayor, Director of Public Works and other appropriate City officials appear before the Melrose Board of Aldermen to discuss the status of the Ward Two/Bennetts Pond Brook Drainage Improvement Project as set forth herein. (A-2)

Mr. Beshara says this past storm was the most intense storm since 1955. It was identified as a 50-year, 48 hour storm, with 8.8 inches of rainfall. The project did what it was supposed to do. There wasn't any flooding, and Wakefield water didn't bank over.

Alderman McAteer-Margolis asks if the Ward 2 project is completed. Mr. Beshara says it is substantially complete. There is a punch list of items, the roadway project needs the final pavement, and the sidewalks need to be repaired.

Alderman Boisselle motions to place on file, 2nd by Alderman McAteer-Margolis. All in favor.

Alderman Boisselle motions to adjourn, 2nd by Alderman McAteer-Margolis. All in favor.

Public Works Committee adjourns at 8:20 p.m.

Protection and License Committee

Chairman Infurna, McAteer-Margolis,
Boisselle, Seaboyer
Absent: Forbes
Attending: Conn, Medeiros, Mortimer,
Wright
In attendance: Police Chief Mike Lyle

Alderman McAteer-Margolis motions to reconvene the Protection and License Committee at 8:21 p.m., 2nd by Alderman Boisselle. All in favor.

Order No. 10-119, TRANSFER Amount: \$25,000.00 From: A/C #012211-511000 - Fire Salary & Wages To: A/C #012111-513000 - Police Overtime

Alderman Boisselle motions to suspend the rules to hear from Chief Lyle, 2nd by Alderman McAteer-Margolis. All in favor.

Chief Lyle says he has 6 officers out, and the department is doing the best it can. It's a very difficult time with overtime.

On the motion to recommend, All in favor.

Order No. 10-126, Application for a Common Victualler License to Kenneth DeVincent d/b/a the beauty café at 515 Main Street, Melrose, MA

Chairman Infurna says Mr. DeVincent is not present.

Alderman McAteer-Margolis motions to place the order on hold, 2nd by Alderman Boisselle. All in favor.

Alderman Boisselle motions to adjourn, 2nd by Alderman McAteer-Margolis. All in favor.

Protection and License Committee adjourns at 8:29 p.m.

Maribeth Harrington
Clerk of Committees