

**TOWN OF DEDHAM  
450 WASHINGTON STREET  
DEDHAM, MASSACHUSETTS**

**MINUTES OF THE SELECT BOARD MEETING  
VIA TELECONFERENCE  
DECEMBER 16, 2021, 6:15 P.M.**

**BOARD MEMBERS:**

|                    |            |
|--------------------|------------|
| Dimitria Sullivan  | Chair      |
| Sarah MacDonald    | Vice-Chair |
| James A. MacDonald | Member     |
| Kevin R. Coughlin  | Member     |

**TOWN OF DEDHAM STAFF:**

|              |                        |
|--------------|------------------------|
| Leon Goodwin | Town Manager           |
| Nancy Baker  | Assistant Town Manager |

**REGRETS:**

|               |        |
|---------------|--------|
| Dennis Teehan | Member |
|---------------|--------|

Minutes prepared by Mary-Margaret Scrimger of Minutes Solutions inc. from an audio/video recording.

**1. CALL TO ORDER**

The Board recited the pledge of allegiance. The Chair, Ms. Sullivan, called the meeting to order at 6:15 p.m.

**2. OPEN DISCUSSION**

There was no open discussion.

**3. TOWN MANAGER'S REPORT**

Mr. Goodwin presented the Town Manager's report. Last week, there was an MBTA meeting regarding the East Street Bridge, and 70 people attended. Abutters were advised of the meeting. Residents were concerned about traffic. The holiday meter program starts on December 17, 2021, and returns to a paid service on December 27, 2021. In early January, representatives from MPS, the meter vendors, will be in the area to show people how to use meters and answer questions. Ms. MacDonald asked for data regarding meter usage, parking length, revenues, common tickets, etc. Mr. Goodwin confirmed there is data, and a report will be distributed to the Select Board.

The last trash cart shipment has arrived and been distributed. Every household should now have a maroon trash cart. The town is now focusing on collecting old bins.

**4. CONSENT AGENDA**

A motion was made by Mr. Coughlin to approve the consent agenda, which included items related to the drainlayers, gifts (\$6,000 from Friends of Dedham Public Library to Dedham Public Library for Media Room furnishings and \$300 from Fairbank Garden Club for Upkeep at Endicott Estate), Carl Drive and Wesley Street Block Party (December 18, 2021), Greenlodge School Winter Carriage Ride (December 20, 2021), and minutes. The motion was seconded by Ms. MacDonald. A roll call vote was taken:

|                    |     |
|--------------------|-----|
| Dimitria Sullivan  | Yes |
| James A. MacDonald | Yes |
| Sarah MacDonald    | Yes |
| Kevin R. Coughlin  | Yes |

Motion passed unanimously, 4-0.

Ms. Sullivan thanked the donors for their generous contribution.

**5. DISCUSSION AND VOTE: ROAD PROGRAM AND TAC CENTRAL AVENUE RECOMMENDATION**

Mr. Mammone, the town engineer, explained the pavement management program. The department left VHB and went with a program from Beta. Due to COVID-19, this program has been delayed. The plan in 2022 is to improve sidewalks, roads, and accessibility.

A motion was made by Mr. MacDonald to approve the 2022 pavement plan presented. The motion was seconded by Mr. Coughlin. A roll call vote was taken:

|                    |     |
|--------------------|-----|
| Dimitria Sullivan  | Yes |
| James A. MacDonald | Yes |
| Sarah MacDonald    | Yes |
| Kevin R. Coughlin  | Yes |

Motion passed unanimously, 4-0.

The Transportation Advisory Committee (TAC) noted that Central Avenue has heavy usage but not to the degree to demand traffic calming measures. TAC requested sidewalks along Central Avenue to connect this to Legacy Place and other pedestrian pathways.

A motion was made by Ms. MacDonald to endorse the TAC recommendation and use funding as required. The motion was seconded by Mr. Coughlin. A roll call vote was taken:

|                    |     |
|--------------------|-----|
| Dimitria Sullivan  | Yes |
| James A. MacDonald | Yes |
| Sarah MacDonald    | Yes |
| Kevin R. Coughlin  | Yes |

Motion passed unanimously, 4-0.

**6. COMPLAINT FAILURE HEARING: RISTORANTE MASSIMO**

This violation was regarding joist LLC d/b/a Il Ristorante Massimo of Legacy Place, 400 Legacy Place.

Ms. Baker swore in all individuals testifying for these violations.

Sergeant Munchbach noted that Officer Feeley went to Ristorante Massimo on October 14, 2021 to confirm TIP certification for employee Ms. Farrah El Cana. She was unable to provide her certification by October 18, 2021. Sergeant Munchbach received it on December 3, 2021.

Ms. Sarah Doolan and Ms. Esther Dequattro stipulated to the facts in the report.

Officer Feeley noted that he and Detective Mahoney used an underage operative to enter Ristorante Massimo. He ordered a beer and was ID'd by Ms. El Cana. He provided his underage ID and was served a beer. No money was exchanged for the beer before the operative contacted Officer Feeley and Detective Mahoney. Officer Feeley noted that the bar was busy that evening.

On the evening of October 14, 2021, Ms. El Cana was shaken and noted that she took the violation seriously. This was human error. She was unable to provide her TIP certification. It was requested that the certification be provided to the police. Ms. Doolan was able to provide her certification.

Ms. Dequattro noted that there were significant new hires, which resulted in delays in TIP certification documents. Ms. El Cana's TIP certification was with her previous employer. Mr. MacDonald noted that this is Ristorante Massimo's first violation. These police checks seek to find deficiencies in restaurants before they become a larger problem. Ms. Doolan noted that there is posted signage, meetings on serving alcohol, and regular discussions on checking IDs. Ms. Doolan noted that this is very important and there is no excuse for what occurred.

Ms. Doolan and Ms. Dequattro agreed that they had a fair hearing.

**A motion was made by Mr. MacDonald to close the public hearing. The motion was seconded by Mr. Coughlin. A roll call vote was taken:**

|                           |            |
|---------------------------|------------|
| <b>Dimitria Sullivan</b>  | <b>Yes</b> |
| <b>James A. MacDonald</b> | <b>Yes</b> |
| <b>Sarah MacDonald</b>    | <b>Yes</b> |
| <b>Kevin R. Coughlin</b>  | <b>Yes</b> |

**Motion passed unanimously, 4-0.**

**A motion was made by Mr. MacDonald to take this matter under advisement for a ruling at the January 6, 2022 meeting. The motion was seconded by Ms. MacDonald. A roll call vote was taken:**

|                           |            |
|---------------------------|------------|
| <b>Dimitria Sullivan</b>  | <b>Yes</b> |
| <b>James A. MacDonald</b> | <b>Yes</b> |
| <b>Sarah MacDonald</b>    | <b>Yes</b> |
| <b>Kevin R. Coughlin</b>  | <b>Yes</b> |

**Motion passed unanimously, 4-0.**

**7. COMPLIANCE FAILURE VIOLATION HEARING: GENKI ENTERPRISES**

Ms. Baker swore in all individuals testifying for these violations. Mr. Way Chun stipulated to the facts in the police report.

Mr. Chung noted that 2020 and 2021 were difficult years. Due to this, there was significant employee turnover and is a labor shortage. October 26, 2021 was the employee in question's first day serving on her own and was the date of the violation. The employee made an error in reading the ID. The customer's birth date for alcohol consumption is posted, and additional efforts have been made. He noted there is no excuse for this violation and he takes this very seriously.

**A motion was made by Ms. MacDonald to close the public hearing. The motion was seconded by Mr. MacDonald. A roll call vote was taken:**

|                    |     |
|--------------------|-----|
| Dimitria Sullivan  | Yes |
| James A. MacDonald | Yes |
| Sarah MacDonald    | Yes |
| Kevin R. Coughlin  | Yes |

**Motion passed unanimously, 4-0.**

**A motion was made by Mr. MacDonald to take this matter under advisement for a ruling at the January 6, 2022 meeting. The motion was seconded by Ms. MacDonald. A roll call vote was taken:**

|                    |     |
|--------------------|-----|
| Dimitria Sullivan  | Yes |
| James A. MacDonald | Yes |
| Sarah MacDonald    | Yes |
| Kevin R. Coughlin  | Yes |

**Motion passed unanimously, 4-0.**

**8. COMPLIANCE FAILURE VIOLATION HEARING: LIBERTY AND MAIN BISTRO**

Ms. Baker swore in all individuals testifying for these violations.

Mr. Michael Feighery stipulated to the police report.

Detective Mahoney noted that the facility was bustling during the October 14, 2021 investigation. He noted that the employee was upset about the violation and Mr. Feighery was extremely helpful. Mr. Feighery apologized for the violation and thanked the police staff.

Mr. Feighery agreed that he received a fair hearing.

**A motion was made by Mr. MacDonald to close the public hearing. The motion was seconded by Ms. MacDonald. A roll call vote was taken:**

|                    |     |
|--------------------|-----|
| Dimitria Sullivan  | Yes |
| James A. MacDonald | Yes |
| Sarah MacDonald    | Yes |
| Kevin R. Coughlin  | Yes |

Motion passed unanimously, 4-0.

A motion was made by Mr. MacDonald to take this matter under advisement for a ruling at the January 6, 2022 meeting. The motion was seconded by Ms. MacDonald. A roll call vote was taken:

|                    |     |
|--------------------|-----|
| Dimitria Sullivan  | Yes |
| James A. MacDonald | Yes |
| Sarah MacDonald    | Yes |
| Kevin R. Coughlin  | Yes |

Motion passed unanimously, 4-0.

9. **COMPLIANCE FAILURE VIOLATION HEARING: CAFFE NERO**

Ms. Baker swore in all individuals testifying for these violations.

Mr. Gaby Cruz stipulated to the police report.

Sergeant Munchbach noted that Ms. Lisa Ardolino was cooperative and renewed the ID subscription the next day. Ms. Lisa Ardolino noted that effort had been taken to ensure this does not happen again, such as renewed TIP certification.

Mr. Cruz agreed that he received a fair hearing.

A motion was made by Ms. MacDonald to close the public hearing. The motion was seconded by Mr. Coughlin. A roll call vote was taken:

|                    |     |
|--------------------|-----|
| Dimitria Sullivan  | Yes |
| James A. MacDonald | Yes |
| Sarah MacDonald    | Yes |
| Kevin R. Coughlin  | Yes |

Motion passed unanimously, 4-0.

A motion was made by Mr. MacDonald to take this matter under advisement for a ruling at the January 6, 2022 meeting. The motion was seconded by Ms. MacDonald. A roll call vote was taken:

|                    |     |
|--------------------|-----|
| Dimitria Sullivan  | Yes |
| James A. MacDonald | Yes |
| Sarah MacDonald    | Yes |
| Kevin R. Coughlin  | Yes |

Motion passed unanimously, 4-0.

10. **COMPLIANCE FAILURE VIOLATION HEARING: TERRI'S MARKET**

Ms. Baker swore in all individuals testifying for these violations.

Mr. Keith Hampe noted that he represents Terri's Market.

Detective Mahoney noted the importance of Terri's Market; they are frequently helpful to the police. Mr. Hampe stipulated to the report. He noted an error with providing TIP certification documentation. Steps were taken to reduce incidents of this nature, such as purchasing intellicheck software to check IDs, which have brought to police attention fake IDs. Mr. Hampe believes steps have been taken to mitigate future incidents

Mr. Hampe agreed that he received a fair hearing.

**A motion was made by Mr. Coughlin to close the public hearing. The motion was seconded by Ms. MacDonald. A roll call vote was taken:**

|                    |     |
|--------------------|-----|
| Dimitria Sullivan  | Yes |
| James A. MacDonald | Yes |
| Sarah MacDonald    | Yes |
| Kevin R. Coughlin  | Yes |

**Motion passed unanimously, 4-0.**

**A motion was made by Mr. MacDonald to take this matter under advisement for a ruling at the January 6, 2022 meeting. The motion was seconded by Mr. Coughlin. A roll call vote was taken:**

|                    |     |
|--------------------|-----|
| Dimitria Sullivan  | Yes |
| James A. MacDonald | Yes |
| Sarah MacDonald    | Yes |
| Kevin R. Coughlin  | Yes |

**Motion passed unanimously, 4-0.**

#### **11. COMPLIANCE FAILURE VIOLATION HEARING: HORSE THIEVES TAVERN**

Ms. Baker swore in all individuals testifying for these violations.

Mr. Wintersteen stipulated to the police report.

Mr. Wintersteen noted that the error was realized quickly and the drink was removed from the minor. Since the incident, staff retraining and upgrades have been made. Mr. Wintergreen noted that these are not excuses for the violation. He thanked the police for their work on this case.

Mr. Wintersteen agreed that he received a fair hearing.

**A motion was made by Ms. MacDonald to close the public hearing. The motion was seconded by Mr. Coughlin. A roll call vote was taken:**

|                    |     |
|--------------------|-----|
| Dimitria Sullivan  | Yes |
| James A. MacDonald | Yes |
| Sarah MacDonald    | Yes |
| Kevin R. Coughlin  | Yes |

**Motion passed unanimously, 4-0.**

A motion was made by Mr. MacDonald to take this matter under advisement for a ruling at the January 6, 2022 meeting. The motion was seconded by Mr. Coughlin. A roll call vote was taken:

|                    |     |
|--------------------|-----|
| Dimitria Sullivan  | Yes |
| James A. MacDonald | Yes |
| Sarah MacDonald    | Yes |
| Kevin R. Coughlin  | Yes |

Motion passed unanimously, 4-0.

**12. COMPLIANCE FAILURE VIOLATION HEARING: DEDHAM WINGS**

Ms. Baker swore in all individuals testifying for these violations.

Mr. Rodriguez stipulated to the police report.

Officer Lee noted that the establishment has historically, including the night of the incident, been cooperative with the police. Mr. Rodriguez stated that he sees this as a personal failure as there have been few challenges of this nature in his work. He said that a drunk driver killed his niece, so he is invested in ensuring that alcohol is managed responsibly.

Mr. Rodriguez agreed that he received a fair hearing.

A motion was made by Ms. MacDonald to close the public hearing. The motion was seconded by Mr. Coughlin. A roll call vote was taken:

|                    |     |
|--------------------|-----|
| Dimitria Sullivan  | Yes |
| James A. MacDonald | Yes |
| Sarah MacDonald    | Yes |
| Kevin R. Coughlin  | Yes |

Motion passed unanimously, 4-0.

A motion was made by Mr. MacDonald to take this matter under advisement for a ruling at the January 6, 2022 meeting. The motion was seconded by Mr. Coughlin. A roll call vote was taken:

|                    |     |
|--------------------|-----|
| Dimitria Sullivan  | Yes |
| James A. MacDonald | Yes |
| Sarah MacDonald    | Yes |
| Kevin R. Coughlin  | Yes |

Motion passed unanimously, 4-0.

**13. DISCUSSION AND VOTE: SANCTIONS FOR STOP & SHOP, P.F. CHANG'S AND HILTON**

A motion was made by Mr. MacDonald to find that the licensee, Package Center d/b/a Stop & Shop Supermarket #416, violated Massachusetts's general law Chapter 138, Section 34, sale or delivery of alcohol to a person under 21 years of age; 204 CMI 2.05, permitting any disorder, disturbance or illegality to take place in or on the licensed premise and on the

rules and regulations for rules and holders of alcoholic beverage licenses in the town of Dedham; and #11, alcohol management or service training in #21, sale or delivery of alcohol to a person under 21 years of age. The motion was seconded by Ms. MacDonald. A roll call vote was taken:

|                    |     |
|--------------------|-----|
| Dimitria Sullivan  | Yes |
| James A. MacDonald | Yes |
| Sarah MacDonald    | Yes |
| Kevin R. Coughlin  | Yes |

Motion passed unanimously, 4-0.

A motion was made by Mr. MacDonald to find that the Wine and Malt packer store license issued to Packaging Center Inc d/b/a Stop & Shop Supermarket #416 be suspended for a period of one day. In said one day, to be held in abeyance for a period of 12 months, said 12 months to expire December 16, 2022. The motion was seconded by Ms. MacDonald. A roll call vote was taken:

|                    |     |
|--------------------|-----|
| Dimitria Sullivan  | Yes |
| James A. MacDonald | Yes |
| Sarah MacDonald    | Yes |
| Kevin R. Coughlin  | Yes |

Motion passed unanimously, 4-0.

A motion was made by Ms. MacDonald to find that the licensee, P.F Chang's China Bistro Inc, doing business as P.F. Chang's China Bistro, violated Massachusetts's general law Chapter 138, Section 34, sale or delivery of alcohol to a person under 21 years of age; 204 CMR 2.05, permitting any disorder, disturbance or illegality to take place in or on the licensed premise and on the rules and regulations for rules and holders of alcoholic beverage licenses in the town of Dedham; and #21, sale or delivery of alcohol to a person under 21 years of age. The motion was seconded by Ms. MacDonald. A roll call vote was taken:

|                    |     |
|--------------------|-----|
| Dimitria Sullivan  | Yes |
| James A. MacDonald | Yes |
| Sarah MacDonald    | Yes |
| Kevin R. Coughlin  | Yes |

Motion passed unanimously, 4-0.

A motion was made by Ms. MacDonald to find that all alcohol licenses issued to P.F Chang's China Bistro Inc, doing business as P.F. Chang's China Bistro, be suspended for a period of one day. In said one day, to be held in abeyance for a period of 12 months, said 12 months to expire December 16, 2022. The motion was seconded by Mr. Coughlin. A roll call vote was taken:

|                    |     |
|--------------------|-----|
| Dimitria Sullivan  | Yes |
| James A. MacDonald | Yes |
| Sarah MacDonald    | Yes |
| Kevin R. Coughlin  | Yes |



Motion passed unanimously, 4-0.

A motion was made by Mr. Coughlin to find that the licensee, PMA Beverage services d/b/a the Hilton at Dedham place, violated Massachusetts's general law Chapter 138, Section 34, sale or delivery of alcohol to a person under 21 years of age; 204 CMR 2.05, permitting any disorder, disturbance or illegality to take place in or on the licensed premise and on the rules and regulations for rules and holders of alcoholic beverage licenses in the town of Dedham; and #21, sale or delivery of alcohol to a person under 21 years of age. The motion was seconded by Ms. MacDonald. A roll call vote was taken:

|                    |     |
|--------------------|-----|
| Dimitria Sullivan  | Yes |
| James A. MacDonald | Yes |
| Sarah MacDonald    | Yes |
| Kevin R. Coughlin  | Yes |

Motion passed unanimously, 4-0.

A motion was made by Mr. Coughlin to find that all alcohol licenses issued to PMA Beverage services d/b/a the Hilton at Dedham Place be suspended for a period of four days. In said four days, to be held in abeyance for a period of 12 months, said 12 months to expire December 16, 2022. The motion was seconded by Mr. MacDonald. A roll call vote was taken:

|                    |     |
|--------------------|-----|
| Dimitria Sullivan  | Yes |
| James A. MacDonald | Yes |
| Sarah MacDonald    | Yes |
| Kevin R. Coughlin  | Yes |

Motion passed unanimously, 4-0.

Mr. MacDonald noted that the restaurant market has been stressed over the last two years. This and the staff shortages have resulted in these violations. He reminded establishments that serve alcohol that these checks will continue to be done and that violations are serious.

#### 14. PUBLIC SAFETY BUILDING UPDATE

Mr. Goodwin noted that the public safety building is heading into the holiday season in a good position. The main push is to make the building weather-tight with temporary windows, the roof, and exterior wrapping. Electrical and plumbing will be roughed in soon. This project is on schedule and on budget. Updates are included on the town website.

#### 15. OLD/NEW BUSINESS

Ms. Sullivan reminded citizens to look at the town website regarding holiday trash and recycling pick up.

#### 16. ADJOURNMENT

A motion was made by Ms. MacDonald to adjourn the meeting. The motion was seconded by Mr. MacDonald. A roll call vote was taken:

|                    |     |
|--------------------|-----|
| Dimitria Sullivan  | Yes |
| James A. MacDonald | Yes |
| Sarah MacDonald    | Yes |
| Kevin R. Coughlin  | Yes |

Motion passed unanimously, 4-0.

**DISCLAIMER**

The above minutes should be used as a summary of the motions passed and issues discussed at the meeting of the members of the Select Board. This document shall not be considered to be a verbatim copy of every word spoken at the meeting.

\_\_\_\_\_  
Director

Feb. 17, 2022  
Date

\_\_\_\_\_  
Director

\_\_\_\_\_  
Date