



CITY OF EVERETT

BOARD OF LICENSE COMMISSIONERS
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Phil Antonelli, Chairman
Brian McCarthy, Member
Phil Arloro, Member
Annette DeBilio, Administrative Asst.

LICENSING BOARD MINUTES May 14, 2018

Meeting called to order. Present were, Chairman Phil Antonelli, Board Member Brian McCarthy, Board Member Phil Arloro, Attorney Keith Slathery, Seth Daniels of the Independent News Paper and Annette DeBilio, Clerk of the Board.

1. Energy North - They are still looking for a location to rebuild or lower Broadway. They have been in talks with the Wynn about a location on the Wynn Property. They will come back up before the Board in 3 months for and update.
2. Village Bar & Grill for and incident on May 5, 2018. Joao explains that the patrons were in the bar which was all friends and when they were leaving everything was fine. After they left the bar and were out in the parking lot for about 15 minutes is when a fight started. Once he saw what was happening he called the police. Phil says that Joao did the right thing by calling the police. No action will be taken against Village Bar. Joao also asked if it would be ok to use the outside parking lot for his 1 year anniversary. He would like to have a BBQ and have a band out in the parking lot. The Board agrees that this will be ok to do. He will have to keep the area blocked off so patrons cannot leave with alcohol.
3. St. Anthony's - A request for a Special Permit on June 9, 2018 from 5:00 PM to 11:00 PM for Saint Anthony's Feast. The rain date will be on June 16, 2018. The Board votes and approves the request.
0 nays - 3 yays

4. Paris Street Gallery - A request for a Special Permit for an Art Show on May 19, 2018 from 9:00 PM to 1:00 AM. The Board votes and approves the request.

0 nays - 3 yays

5. Discussion of the an amendment to the Everett Licensing Rules & Regulations to change Section 1.04 Hours of Operation

(c.) Employees must be off the premises no later than thirty (30) minutes after the "Official Closing Hour". Employees for purpose of cleaning, preparing for the next business day or repairs and deliveries, cannot enter until 6:00 AM. In the event of a valid reason for having employees stay beyond the 30 minutes, i.e., emergency repairs of equipment for example, you must notify the Everett Police Department of the reason and expected time of completion.

(e) Last call for alcoholic beverages, not including pitchers or buckets of beer, shall be at least thirty (30) minutes before the official Closing Hour. Thirty minutes prior to close will be last sale of alcohol.

6. Revolution Axe - Attorney Andrew DeLorey, Jerry Berbarien, Greg DiLullo, Dan Doran present. Attorney DeLorey states that he is representing Revolution Axe and that they are here today to get an idea what the likelihood would be of them getting a license before they proceed to spending money to develop the space. They are aware that the Board has concerns and would like to satisfy those concerns in order to proceed. Phil explains that this is now the second time that the Board has meet with Revolution Axe. He understands that they have already met with the Mayor's office, the Police Chief and some of the City Council. He states that it is good that they have met with these other people but they need to satisfy the request of the Board because they will be making the final decision. Phil states that they need to listen to what the Board wants and he thinks that they will have a great business with a great opportunity. But he doesn't like getting phone calls saying that Revolution Axe does not want to put cages up. The Board has concerns about safety. Attorney Delorey states that they will be a axe throwing business that has alcohol and not a bar that has axe throwing. When he heard that that took away a lot of this concerns. He states that each bay will have a certified coach who will be

looking for people who may be inebriated and they will have the authority to take away the axe and stop them from playing. He also had concerns about 2 guys that may want to have a sword fight with the axes. But they are not allowed to take the axes out of the lane area. Each coach will be trained. He also states that this is a new trend that is now starting. Somerville has just been approved for an axe throwing business there, and they have agreed to hire a police detail. Brian McCarthy states that their concern is safety and uses a batting cage as an example that the netting is there for safety. They understand that the statistics say that there are not injuries. He says maybe they can use some type of plexi glass and after a year if there are no marks on the glass they can come before the Board and ask to have it taken done. Chief Carli comes into the meeting and Phil Antonelli says to him he know that Chief Mazzie is in favor and ask how he feels. He states that his staff has met with them and they have done some research into the one that is in Canada and Chicago. Attorney DeLory states that the owners feel that it would be detrimental to the business to have to add cages. They do not want to do that and they feel it is not required. Phil says the Board is not against them having a license and he doesn't feel that the police or fire need extra calls to go there because of injuries. Brian states that a new place is going to attract all kinds of people. Phil Antonelli says he wants them to succeed but is having a hard time with alcohol being served with axes around. He asked that if any of these other places had any concerns that this Board has. Attorney Delorey says that the alcohol license will be a big factor in the business succeeding because people will go to Somerville. Phil Aloro says that he has the same concerns and if the license is granted without the cages it may have a stipulation that says with one incident they could lose their license. Phil Antonelli explains that they now know how the Board feels so they have to decide if they want to go forward. He asks what type of bar set up will they have. Attorney Delorey says that the intention is not for people to hang around and drink, if that is what people want they can go down the street to another bar. The reservation time slot is 2 hours and then the next group will go in. There will be coaches in every bay, a bar manager and a general manager on staff at all times. Greg will be the day to day operations manager. He says that the type of people that this business attracts is leagues and corporate parties. They plan on having the same hours as the other businesses in the area. Phil says to start they will have to close at 11:00 PM. He says that they should submit their application next month on June 18. Attorney Delorey says they

will be proceeding with the application process. Phil Antonelli says that he hopes that they are listening to what is being said. Once there is a public hearing for the application approval anyone can come in. Some of the Council members are not in favor of having it all open. Phil Aloro asked why are they against having a net up? They answer that there are regulations that are in place in order to be in leagues and netting is not required. They are going to look into if it would be feasible to do this. They will have more information when they appear on June 18.

7. *Ferry Street Grill* - Rich Aversa was present. Phil says that the license was granted by the ABCC in September and he still does not have a bar. Rick says he wants to start serving drinks at Sunday morning breakfast. He plans on building a bar on the bakery side. Phil asked Martin Furtado the Building inspector what his concerns are with the business. Martin says that there is not a bar at all and there are no permits for a bar. Rich says he is getting a bar from a job that he is doing. He will be starting the job in a couple weeks and will get the bar then. Phil Antonelli says that the Liquor License is a 7 day license and he cannot just serve alcohol on Sundays. Phil says the Board needs to know when he is going to start operating as a 7 day license. If there is no plan the license will be null and void. Rich says he had a set back because his wife was injured but now things are back on. Phil Aloro asked when does he plans on opening? Rich says he wants to open just on Thursday, Friday, Saturday and Sunday. Martin explains that the building has to be in good condition as far as safety with the smoke detectors, and also asked about the pizza oven because there were no permits for it and it is not vented properly. Rich says that it was in the original permitting. Martin says that he will look into it. Phil Antonelli says that he has to go by the buildings department recommendations as far as safety. Rich says that he is going to shoot for a July 1st opening. Phil Antonelli wants Rich to come up to the June 18th meeting and let the Board know the status of the progress. Phil Antonelli says that no alcohol is to be served until he comes before the Board again.
8. *Winners Sports Bar* - Attorney Mackey and Tony Portillo. Phil starts with the application for Change of Manager from the previous manager to Wilson Portillo. The Chairman asked Tony what background Wilson has. Tony says that he has worked with him at his other bar in Boston. The Chairman states that he does not want to send the application in until Wilson has a

Crowd Control Certification. Next the Chairman goes over the tip certifications that were sent in. One has expired, others were missing ID's and others did not have tip certifications just a bartender certification. He also states that the records that were requested are still not been produced. Attorney Mackey states that with his payroll he calls in the number of hours that are worked each week to the payroll company. Phil Aloro says that he should be keeping better payroll records and that you cannot pay someone once a month that it is against the law. He also says that Tony keeps on saying that he has the records and that if he doesn't he should have just said this right from the beginning. Phil goes on to say that Tony kept coming up before the Board to open the downstairs and the Board finally agreed to let him do that and then this incident happened. The Board has been waiting months for these records. Brian McCarthy says that Tony does not know what the Rules are and does not take the concern to do what was asked of him. The Chairman says that he has been working in the city at night and as he drives through the city at he checks on different places and he can see that there are still people in his bar. Attorney Mackey says that when he first took on Tony's case he told him that he has to straighten things out. He says that Tony has gotten a new payroll company that will be taking care of his payroll and he is trying to go in the right direction. The Chairman says that he does not understand that he does not even have a ledger of who worked that night. Phil Aloro says that it is good that he is trying to make improvements but Tony should have told the truth from the beginning. Brian McCarthy makes a motion to roll back the hours to 12:00 AM and the downstairs will be closed effective immediately. The Board votes and approves the motion. Tony ask if the Board would give him time to sell the business and the Board tells him that he can sell the license and he should be the potential owners before them and the Board will work with them.

0 nay 3 yays.

Meeting adjourn