

Minutes of the Licensing Board Meeting Held Wednesday, June 30, 2021

Attending: Greg Mitrakas, Chairman, David Bouvier, Member; Tina Nolin, Clerk
Mary Jo Nawrocki, Member, arrived at 7:45 pm due to a locked door at City Hall

Meeting called to order by Chairman Mitrakas at 7:30 pm

Chairman Mitrakas opened the meeting by giving his heartfelt thanks and respect to Walter Bonin. He has been a great civil servant to the city in his many years as the Chair of the Licensing Board and on numerous committees. Chairman Mitrakas went on to say, "I have been blessed to have served with Walter, and I have learned a lot from him. I have a great amount of respect for Walter Bonin, and he will be missed."

The chair also welcomed new member, Mary Jo Nawrocki, to the Board, acknowledging her ties and past service to the city of Marlborough.

New Business

- 1. Application for a One Day Liquor License – (Patrick Hogan) – Police K9 Fundraiser, Weed St (Lost Shoe area) block party with live bands and beer & food.**
Patrick Holden was in attendance.

Member Bouvier motioned to approve the one-day application; Chairman Mitrakas seconded the motion. The Board voted 2-0 to approve the application.

- 2. Application for a One Day Liquor License Application – (Liliana Rodriguez, Casa Vallarta Mexican Restaurant, Northborough) – Event at Sts. Anargyroi Greek Orthodox Church, 9 Central St.**

The applicant withdrew the application before the meeting.

- 3. Application for Change of Manager – Bertucci's, 601 Donald Lynch Blvd**
Proposed manager Christopher Bagwell was present

Member Bouvier motioned to approve the change of manager application; Chairman Mitrakas seconded the motion. The Board voted 2-0 to approve the application.

- 4. Application for Change of Manager – Kennedy's Irish Pub, 247 Maple Street**
Proposed manager Michael Kennedy was present

Member Bouvier motioned to approve the change of manager application; Chairman Mitrakas seconded the motion. The Board voted 2-0 to approve the application.

- 5. Application for Class 1 Dealership - HC Risk Reduction, 51 Lacombe Street Unit,4**

Member Bouvier motioned to approve the Class I Dealership application; Chairman Mitrakas seconded the motion. A roll call of the Board was 2-0 to approve the application.

6. Discussion of online and office only dealerships

Chairman Mitrakas motioned to table this agenda item until after item 7, and Member Bouvier seconded the motion. The Board voted 2-0 to move the item to later in the agenda.

Chairman Mitrakas noted that the Board had received a copy of the citation from the city's code enforcement officer and the letter that Mr. Braga had written in response to it and given to the Licensing Board Clerk. The Chairman reminded Mr. Braga he still had to request and attend a hearing with the magistrate noticed on the citation if he was going to contest it. Finally, chairman Mitrakas asked Mr. Braga to explain how his business operates, from a client order to vehicle delivery, to better lay ground rules for license holders and work with code enforcement to understand the policies.

Mr. Braga explained that he orders from online auctions very specific vehicles that clients request. He then picks up the vehicle gets it checked, and sends it for any service needed. The vehicle is then returned to Mr. Braga, and the buyer comes to his office to complete the paperwork and pick up the car. Mr. Braga never buys from an auction without a buyer, so he has no vehicles parked at the office waiting to sell. Any cars there are waiting to be taken for service, waiting for plates from DOT, or the buyer to pick up. Occasionally, he may have a car to bring to auction from a buyer who turned in a vehicle; he does this every Thursday. Mr. Braga cited that DOT has been incredibly slow, often longer than two weeks lately, which causes backups. He does not know of anything he could do about that. Mr. Braga also explained that the cars were not marked for sale and were in the back corner of the building's underground garage.

Mr. Braga agreed to the Board's request that he come to the July meeting with a letter from his landlord stating that Braga Management may keep cars in the parking area, the number of cars allowed, and the length of time they would be allowed to have them there.

7. USA MotorSport, 433 Maple St. – re number of cars on the lot

The Board explained to Mr. Alvaro Cuellar that they were concerned with the number of cars on his sales lot exceeding his current Class II Dealership License. If he wants that many cars, he should reapply for a change to his license, supplying the Board with a new application, site plan to show the location of cars for sale, employee and customer parking and that emergency vehicles can maneuver in the lot, as well as a letter from the landlord approving the additional cars.

Mr. Cuellar explained that he would like to apply for a change in the number of cars he has, but he has also run into issues caused by the COVID-19 pandemic that has kept sold cars on his lot longer than usual. Most notably, the time for the DOT to get him the necessary paperwork so he can move the cars off the lot has been exceptionally long this past year.

He agreed that he would apply at the next meeting in July with the new site plan showing the items the Board requested and a letter from his landlord.

8. Reports from the Chairman – There were no reports.

9. Misc. correspondence and open issues – There were no correspondence or open issues

10. Review minutes From June 30th meeting

Member Bouvier motioned to approve minutes of the meetings and place them on file; Member Mitrakas seconded it. Board roll call vote was 2-0 in favor of accepting the minutes and placing them on file.

Member Bouvier motioned to adjourn the meeting at 8:25 pm; Member Mitrakas seconded the motion; the Board roll call vote was 2-0 in favor of adjournment.

The next meeting of the Licensing Board will be on July 21st. The meeting will be in-person at City Hall, 140 Main Street, on the third floor in Memorial Hall.

Respectfully submitted,



Greg Mitrakas, Chairman

7/21/2021
(Date)