

Minutes of the Town of **Provincetown Licensing Board** Meeting Tuesday, September 24, 2002 in the Judge Welsh Room, 260 Commercial Street.

Present: Hunter O'Hanian (Chairman), Diana Robertson (Secretary), Keith Brickell (vice-Chair) John Gagliardi, Mitchell Baker, John Foley (Alternate), Maxine Notaro (DRM Secretary), **Excused** none **Absent** none **Others** none

Present: none

CONVENED: 5:00 P.M.

ADJOURNED: 5:47 P.M.

Public Statements

Show Cause Hearing

#1 Big Vin's Liquor

Present were Mitchell Baker, John Gagliardi, Diana Robertson, John Foley, and Hunter O'Hanian.

Present were Ray Duarte, manager, and Vincent Duarte, owner; Police Officer Michael Carr, and seasonal Police Officer Jonathan Bourget. Hunter swore in all four, and they swore to tell the truth.

Jonathan Bourget stated age as 19 years old, born January 27, 1983. He said he walked into Big Vin's and picked up a six pack of Budweiser cans. The price was \$5.25. He said the clerk took his money and gave him his change. No identification was asked for. Officer Bourget then met Officer Carr outside. Officer Carr went back in and explained to the clerk, Charles Boley, that he had just served a minor.

Officer Carr described Mr. Boley as being upset and questioned the Police Officer for allowing him to serve a minor.

Ray Duarte stated that they have been in business for 4 years, and that they run a tight ship. He said he reprimanded Charles, and told him that if it happened again, his job would be terminated. Mr. Duarte said that when it was told to him that alcohol had been served to a minor, they took measures. Mr. Duarte said that they hired someone to card at the door, especially on busy weekends.

Vincent Duarte stated that they had let their guard down, and slipped up. He wanted to know if they do these stings often, and do they have people go in who are overage?

Hunter replied that sting operations started again this year, and were held for two days, but that the ABCC could walk in at any time.

Diana Robertson asked if they do employee training.

Ray Duarte replied that a handbook is under the counter, and the employees have to read it. He said they have zero tolerance.

Mitchell Baker asked how many employees were in the store.

Ray Duarte said one, and now they have a checker at the door.

Diana Robertson stated that she has always been carded in the store.

Diana Robertson moved to issue a written reprimand to be sent to Big Vin's Liquor with a copy kept in their permanent file. John Foley seconded. Vote 5-0 passed.

#2 George's Pizza

Present were Hunter O'Hanian, Diana Robertson, Keith Brickell, John Foley, John Gagliardi, and Mitchell Baker.

Present were Daniel Price, Manager and co-owner, Albert Venditello, co-owner; Police Officer Michael Carr, and seasonal Police Officer Jonathan Bourget.

Jonathan Bourget stated age as 19 years old, born January 27, 1983. He said he was employed as a police officer, and conducted licensing compliance checks. He said he walked into George's Pizza and asked to purchase a 12 oz. bottle of Bud light. Jonathan Bourget said the bartender, Robin Rogers took his money, and gave him change, and that Officer Carr met him at the bar, and took the evidence, a glass of beer. Officer Carr said that Robin Rogers was remorseful, and that he said he would let the management know.

Hunter O'Hanian asked Officer Michael Carr how long he waited for Officer Jonathan Bourget to be served before he came inside. Officer Carr responded that it was 3 to 4 minutes.

Albert Venditello said that it was new to them, that they had been in business for 15 years, and had zero tolerance. He said that Robin had been their bartender for 6 years, and a bartender for 25 years with no incident. Albert did not contest that a minor was served. He was upset that he no longer had a perfect record.

Mitchell Baker stated that he was surprised that Robin had done this because Robin trained him as a bartender.

Keith Brickell moved to issue a written reprimand to be sent to George's Pizza with a copy kept in their permanent file. John Gagliardi seconded. Mitchell Baker stated that it was good that stings were happening, and that both establishments were very reputable. The vote was 5 in favor and 0 opposed.

Diana Robertson asked Officer Carr if he had to take the whole glass with beer in it as evidence. Officer Carr said yes.

Renewal License

Lodging House

1 Arpina Stanton d.b.a. ***Coat of Arms***, 7 Johnson Street

Motion to approve by Diana Robertson. Seconded By Mitchell Baker. Vote 5-0 Passed

Correspondence

No Show for Linda Chaser representing Chaser's regarding noise complaints. Maxine Notaro will call Linda Chaser to request her presence at October 8th meeting.

Minutes –September 10, 2002

Motion to approve as amended by Diana Robertson. Seconded By Keith Brickell. Vote 5-0 Passed

Licensing Board Statements

Mitchell Baker said he was sorry to see John go.

Dianna Robertson said she was sad about losing John.

Keith Brickell said he was sorry to see John leave the board. He also stated that he was going to be away alot this winter.

John Foley said he was sorry to see John go and thanked him for reeling him in.

John Gagliardi thanked everyone and stated that he had learned alot.

At 5:47, John Gagliardi made a motion to adjourn the meeting. Keith seconded. The vote was 5 in favor and 0 opposed.

Motion to adjourn 5:47 P.M. Diana Robertson

Licensing Board Approval:

Hunter O'Hanian, Chairman

Keith Brickel (Vice-Chair)

Diana Robertson (Clerk)

John Gagliardi

Mitchell Baker

John Foley