

**METHUEN LICENSING BOARD**  
SEARLES BUILDING, 41 PLEASANT STREET  
SECOND FLOOR CONFERENCE ROOM #208  
WEDNESDAY – November 12, 2008 AT 7:00PM

**MEETING** of the Methuen Licensing Board on Wednesday, November 12, 2008 at 7:00pm in the second floor conference room, 41 Pleasant Street. Present were Chairman Henry Foderaro and Board Member Jack MacLeod.

**AGENDA** Mr. MacLeod motioned to approve the agenda of November 12, 2008 seconded by Mr. Foderaro.  
All in favor.

**NEW BUSINESS**

Notice is hereby given that a hearing will be held to determine circumstances of allegations being brought by the Methuen Police Department, Case #354703, dated September 23, 2008 regarding the all alcohol liquor license held by Paul's Pub & Inn, Inc., #069600005 at 91 Broadway, Methuen, MA – Manager Frank Biancardi.

Representing the Methuen Police Department was Sgt. Steve Smith.  
Mr. Smith read into the minutes a memo dated 9/23/08 from Officer Alvin Alarcon. See attached 1.  
Mr. Foderaro cleared up the the vehicle did not strike the police officer as stated in the report.  
Sgt. Smith replied yes that is correct.  
Mr. Foderaro asked where the car was parked with a reply of Black Street.  
Mr. Foderaro asked Mr. MacLeod if he had any questions.  
Mr. MacLeod said that it is an allegation.  
Mr. Frank Biancardi was asked to speak and at that time, he read a letter into the minutes. See attached 2.  
Frank Biancardi represented himself. He lives at 5 Kimball Rd. Methuen.  
Mr. Foderaro asked Mr. Biancardi if he knew Robert Ryan, Jr. and said he was not sure. It could be the guy who tried to smoke a cigarette and I threw him out.  
Mr. MacLeod if the officer working detail hold him not to drive then why didn't he call the cops.  
Sgt. Smith said he didn't know. He was under a lot of pressure. I read the whole after action and there's no mention.  
Mr. Biancardi said he never had a call from the MPD returned.  
Mr. MacLeod said someone from the MPD should have gone into the pub.  
Sgt. Smith said that it's an administrative allegation at this point.  
Mr. Foderaro asked Mr. Biancardi what time he opened that day.  
Mr. Biancardi had the tape and showed the board that 6 drinks were served to the time on that date. The bartender said she threw him out and he was not served.  
Mr. Foderaro asked Mr. Biancardi if he knew the other patrons that were there.  
Mr. Biancardi said that his liquor insurance is high and he does not serve drunk people.  
Mr. MacLeod said that Frank Biancardi has been here before. Capt. Haggar said he willing to work with him.  
Mr. MacLeod asked Sgt. Smith how many times they've been to Paul's Pub since the last shut down.  
Sgt. Smith said none.  
Mr. Biancardi said any officer is allowed in.  
Mr. MacLeod said he didn't know what to think.

Mr. Foderaro asked if this guy is a regular police officer?  
Sgt. Smith said yes for two years.  
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PG. 2

Mr. Foderaro said there's no indication that anyone saw the guy go into the pub.  
Mr. MacLeod asked how we would know he didn't get tanked somewhere else and then asked to see the tape.  
Frank Biancardi said he opened at 4:30 or 5:00. At 6:03 two drinks at \$2.00. At 5:43 1 drink was sold. At 5:29 2 @2.50. and this happened at 6:08.  
Mr. MacLeod asked Sgt. Smith if he wanted to see the tape.  
Sgt. Smith said his staff should have said "is this guy driving?"  
Mr. MacLeod said Officer Alarcon should have called the police.  
Mr. Biancardi said the keys should have been taken away.  
Mr. MacLeod motioned to put this in the file and let it be. It's cleaned up. Place the Police Report and letter from Frank Biancardi in the file.  
Mr. Foderaro said no action taken. I think you should have called the police.  
Frank Biancardi said to Sgt. Smith that the PD is always picking on him.  
Sgt. Smith said you're in the center of Broadway. You are always going to have us there because of the high crime.  
Mr. Foderaro said yes, it's a tough area.  
Mr. Biancardi said he has a metal detector and he's getting a camera. I'm doing the best I can.  
Mr. Foderaro said if you have any trouble, call the cops.  
**APPROVED:** Motion by Mr. MacLeod that no action be taken.  
Seconded by Chairman Foderaro.  
All in favor.

**VOTE on 2009 licensing fees. See attached.**

**APPROVED:** Motion by Mr. MacLeod to not raise the Licensing Fees. Seconded by Chairman Foderaro. See attached 3.  
All in favor  
Unanimous.

**APPROVED:** Motion by Mr. MacLeod to adjourn the meeting. Seconded by Chairman Foderaro.  
All in favor.

I do hereby certify that a meeting of which a quorum was present, the foregoing minutes were adopted by the Methuen Licensing Board by a unanimous vote on February 11, 2009.

Respectfully submitted  
Judie Hajjar  
Licensing Clerk  
Submitted January 30, 2009

