

FRANKLIN TOWN COUNCIL

Agenda & Meeting Packet

February 2, 2022

Meeting will be held at the **Municipal Building**
2nd floor, Council Chambers
355 East Central Street
7:00 PM

A NOTE TO RESIDENTS: All citizens are welcome to attend public board and committee meetings in person. Additionally, in an effort to maximize citizen engagement opportunities, citizens will be able to continue to participate remotely via phone OR Zoom. The meetings will also be [live-streamed by Franklin TV](#) and shown on Comcast Channel 11 and Verizon Channel 29.

- **Link to access meeting:** February 2, 2022 Town Council Meeting Link [HERE](#) -- Then click "Open Zoom"
 - Or copy and paste this URL into your browser: <https://us02web.zoom.us/j/89822004377>
 - **Call-In Phone Number:** Call **1-929-205-6099** and enter Meeting ID # **898 2200 4377** --Then press #
-

1. ANNOUNCEMENTS FROM THE CHAIR

- a. *This meeting is being recorded by Franklin TV and shown on Comcast channel 11 and Verizon Channel 29. This meeting may be recorded by others.*
- b. *Chair to identify members participating remotely.*

2. CITIZEN COMMENTS

- a. *Citizens are welcome to express their views for up to five minutes on a matter that is not on the agenda. The Council will not engage in a dialogue or comment on a matter raised during Citizen Comments. The Town Council will give remarks appropriate consideration and may ask the Town Administrator to review the matter.*

3. APPROVAL OF MINUTES

- a. [January 19, 2022](#)

4. PROCLAMATIONS/RECOGNITIONS

- a. Proclamation: Priscilla Cornetta, Friends of Franklin
- b. Recognition / Promotion: Police Department - Deputy Chief James West
- c. Recognition / Promotion: Police Department - Lieutenant Eric Zimmerman
- d. Recognition / Promotion: Police Department - Sergeant Michael Colecchi

5. APPOINTMENTS

- a. [Michael R. Rein - Conservation Commission](#)

6. HEARINGS - 7:10pm - None Scheduled

7. LICENSE TRANSACTIONS

- a. [License Modification - Change of Manager: Let's Eat Franklin, LLC d/b/a 3 Restaurant, Located at 461 West Central Street, Franklin, MA 02038](#)

- b. [License Modification - Change of Officers/Directors: Rare Hospitality International, Inc. d/b/a Longhorn Steakhouse; Located at 250 Franklin Village Drive, Franklin, MA 02038](#)

8. PRESENTATIONS/DISCUSSIONS

- a. Old South Church - Mike D'Angelo, Director of Public Facilities
 - i. [Old South Church Existing Conditions Report and Peer Review Study](#). September 2020.

9. SUBCOMMITTEE REPORTS

- a. Capital Budget Subcommittee
- b. Budget Subcommittee
- c. Economic Development Subcommittee

10. LEGISLATION FOR ACTION

- a. [Resolution 22-07: Creation of the Joint Budget Subcommittee](#) **(Motion to Approve Resolution 22-07 - Majority Vote)**
- b. [Resolution 22-08: Adoption of Revisions to the Procedures Manual of the Franklin Town Council](#) **(Motion to Approve Resolution 22-08 - Majority Vote)**
- c. [Resolution 22-09: Gift Acceptance: Senior Center \(\\$1,000.00\)](#) **(Motion to Approve Resolution 22-09 - Majority Vote)**
- d. [Resolution 22-10: Cable Funds in Support of PEG Service and Programming per MGL Ch. 44, §53F3/4](#) **(Motion to Approve Resolution 22-10 - Majority Vote)**
- e. [Resolution 22-11: Acceptance of Private Road Covenant With Owner-Developer of Smits Estates, A Two-Lot Subdivision](#) **(Motion to Approve Resolution 22-11 - Majority Vote)**
- f. [Resolution 22-12: Order of Layout, Acceptance and Taking of Brandywine Road and a Portion of Charles Drive and Drainage and Utility Easements: Referral to the Planning Board](#) **(Motion to Refer Resolution 22-12 to the Planning Board - Majority Vote)**

11. TOWN ADMINISTRATOR'S REPORT

12. FUTURE AGENDA ITEM

13. COUNCIL COMMENTS

14. EXECUTIVE SESSION

- a. *Considering the purchase, exchange, lease or value of real property, because an open meeting may have a detrimental effect on the negotiating position of the Board.*
 - i. *Schmidt's Farm, Prospect Street*

15. ADJOURN

Note:

Two-Thirds Vote: requires 6 votes

Majority Vote: requires majority of members present and voting

FRANKLIN TOWN COUNCIL
MINUTES OF MEETING
January 19, 2022

A meeting of the Town Council was held on Wednesday, January 19, 2022, at the Municipal Building, 2nd Floor, Council Chambers, 355 East Central Street, Franklin, MA. Councilors present: Brian Chandler, Theodore Cormier-Leger, Cobi Frongillo, Melanie Hamblen, Glenn Jones, Thomas Mercer, Deborah Pellegri, Patrick Sheridan. Councilors absent: Robert Dellorco. Administrative personnel in attendance: Jamie Hellen, Town Administrator; Mark Cerel, Town Attorney; Julie McCann, Executive Assistant.

CALL TO ORDER: ► Chair Mercer called the meeting to order at 7:00 PM. Chair Mercer called for a moment of silence dedicated to former Town Council member Andrew Bissanti. All recited the Pledge of Allegiance.

ANNOUNCEMENTS: ► Chair Mercer reviewed the following as posted on the agenda. A Note to Residents: All citizens are now welcome to attend public board and committee meetings in person. Additionally, in an effort to maximize citizen engagement opportunities, citizens will be able to continue to participate remotely via phone or Zoom. The meetings will also be live-streamed by Franklin TV and shown on Comcast Channel 11 and Verizon Channel 29. He stated that this meeting is being recorded by Franklin TV and may also be recorded by others. He stated that Councilor Dellorco will not be in attendance at tonight's meeting.

CITIZEN COMMENTS: None.

APPROVAL OF MINUTES: ► *December 15, 2021 and January 5, 2022.* ► **MOTION to Approve** the December 15, 2021 meeting minutes by **Hamblen. SECOND** by **Jones. No discussion.** ► **VOTE: Yes-8, No-0, Absent-1.** ► **MOTION to Approve** the January 5, 2022 meeting minutes by **Hamblen. SECOND** by **Jones. No discussion.** ► **VOTE: Yes-8, No-0, Absent-1.**

PROCLAMATIONS/RECOGNITIONS: ► ***Police Department: Retirement – Sergeant Brian Johnson.*** ► Police Chief Thomas Lynch recognized Sergeant Brian Johnson regarding his retirement in October 2021. He reviewed Sergeant Johnson's background and career. He thanked Sergeant Johnson for his dedicated service. He presented Sergeant Johnson with a commemorative plaque and flag box. ► Representative Jeff Roy read aloud a proclamation for Sergeant Johnson from the House of Representatives honoring Sergeant Johnson on his retirement. ► Councilor Pellegri on behalf of the Town Council read aloud a proclamation for Sergeant Johnson honoring Sergeant Johnson on his retirement. ► Sergeant Johnson thanked all for honoring him on his retirement.

► ***Police Department: Retirement - Patrol Officer Rick Grover.*** ► Police Chief Thomas Lynch recognized Patrol Officer Rick Grover regarding his retirement in December 2021. He reviewed Patrol Officer Grover's background and career. He thanked Patrol Officer Grover for his dedicated service. He presented Patrol Officer Grover with a commemorative plaque and flag box. ► Representative Jeff Roy read aloud a proclamation for Patrol Officer Grover from the House of Representatives honoring Patrol Officer Grover on his retirement. ► Councilor Chandler on behalf of the Town Council read aloud a proclamation for Patrol Officer Grover honoring Patrol Officer Grover on his retirement. ► Patrol Officer Grover thanked all for honoring him on his retirement.

► **Police Department: Moving On - Kallie Montagano, Clinical Social Worker.** ► Police Chief Thomas Lynch recognized Kallie Montagano, Clinical Social Worker, as she is moving on. He reviewed Ms. Montagano's background and career. He thanked Ms. Montagano for her dedicated service. He presented Ms. Montagano with a commemorative plaque. ► Ms. Montagano stated that it was a privilege to work for the Town of Franklin; she thanked all.

Chair Mercer declared a two-minute recess.

APPOINTMENTS: None.

HEARINGS: None.

LICENSE TRANSACTIONS: None.

PRESENTATIONS/DISCUSSIONS: ► FY23 Department of Public Works Budget & Enterprise Fund Preview - Brutus Cantoreggi, Director of Public Works. ► Mr. Hellen stated that this presentation is the DPW's budget preview. ► Mr. Cantoreggi introduced his team members who were present at the meeting: Water and Sewer Superintendent Doug Martin; Highway & Grounds Superintendent Carlos Rebelo; Stormwater & Environmental Affairs Superintendent Derek Adams; Town Engineer Michael Maglio; Admin & Budget Manager Kathy Mooradd; Assistant Town Engineer Brooke Cotta; Assistant Highway & Grounds Superintendent Tony Brunetta; Assistant Admin & Budget Manager Roseanne Szczepanowski; GIS Coordinator Kate Sjoberg (via Zoom); and GIS Specialist Danica Cucchi. Mr. Cantoreggi stated that the numbers shown during tonight's presentation are proposed numbers; they have not yet been vetted by the FinCom. He reviewed his slideshow presentation which was provided in the Town Council's meeting packet. He reviewed Franklin statistics including 33,500 population, 290 lane-miles of roadway, and 27 sq. miles of land. He reviewed the Operating Budget which includes the General Fund of \$6,128,974 and Utilities of \$14,467,693 for a total of \$20,596,667. There are seven divisions with 60-plus employees. He stated that going forward, he projects a Capital Budget of approximately \$5 million. He highlighted the work of each division as listed on his slides. He reviewed the Administration Division's Operating Budget General Fund of \$442,139; Grounds Division Operating Budget General Fund of \$1,108,569; Highway Division Operating Budget General Fund of \$1,406,237; Central Motors Operating Budget General Fund of \$918,835; Snow and Ice Operating Budget General Fund of \$1,056,500; Stormwater Division/Utility Operating Budget General Fund of \$976,166; Solid Waste and Recycling Utility Operating Budget Utility of \$2,471,858.00 and General Fund of \$178,537; Wastewater Utility Operating Budget Utility of \$4,568,020; Drinking Water Utility Operating Budget Utility of \$6,675,054. He reviewed funding and cost concerns including expenses versus personnel costs which are approximately 60 percent of expenses; seven percent inflation; volatility in product costs such as salt and gas; new funding/grants such as ARPA, Building America, and Grove Street; procurement and bidding uncertainty; and availability of materials, products, and parts. He reviewed staffing and worker concerns including increased responsibilities, reduced staff, changing workforce, license requirements, and contractors/outsourcing. He noted that the collective bargaining contract ends June 30, 2022. He reviewed regulatory concerns including drinking water quality and the MS4 permit. He reviewed control plan cost impacts, forecasting, stabilization, and planning to meet permit requirements. He stated that in summary these issues are not going away. He reviewed that they have incorporated cost-effective measures which save money in the long run. ► Town Council members asked questions, thanked Mr. Cantoreggi for the presentation, and gave praise to the work done by the DPW Department. ► Councilor Frongillo noted the backlog in repairs and stated that expenses are growing faster than money available to pay for it. He reviewed his opinion of why and how the Town got to this point. ► In response to questions

and comments, Mr. Cantoreggi stated that urban sprawl costs money. He agreed that a developer meets the requirements when doing a subdivision, but there is no long-term maintenance for that. He noted that residents expect a lot. ► Councilor Cormier-Leger noted a resident who could not get out of her driveway because the road was flooded; he thanked the DPW for their incredible response to this situation. ► Mr. Cantoreggi stated that they were able to rectify the immediate road flooding problem; he will investigate the situation further. He discussed road repairs and stated that they were looking at the numbers to do sections of King Street and Jordan Road. He stated that it depends on Free Cash; there is nothing directly in the budget. ► Mr. Hellen explained that road construction was funded based on the hotel tax; however, starting two years ago that money does not come in near to what it used to. He stated that there may be an opportunity to use some of the federal money for this; he is looking into it. ► Councilor Chandler asked about the weeds on the sides of the roads. ► Mr. Cantoreggi stated that there is a specialized license required for a person to spray weeds. He stated that \$30,000 per year for road weeds was cut for stormwater. As well, there are environmental concerns regarding the use of weed killer. He stated that even if he sends someone out with a weed whacker, the weeds will grow back. ► Councilor Hamblen asked about the amount of impervious surface in Franklin. ► Mr. Cantoreggi confirmed impervious is about 20 percent. He reviewed the MS4 stormwater permit. He stated that during the first five years it requires investigation; then, they have to come up with a plan and start doing things to fix it. ► Mr. Hellen reviewed a court case regarding impact fees that Franklin was involved in but lost. Therefore, in Massachusetts, impact fees for developers are not an option. He mentioned that there was an override on the ballot in 2014 for \$1.5 million for roads only; however, it failed almost 2 to 1. He stated that funding is not easy. He stated that he appreciates the kind words and acknowledgement as the DPW does an incredible job. He stated that the residents are looking to the people in this room to solve the DPW's financial problems. ► Chair Mercer asked if the two water treatment plants can handle all the wells. ► Mr. Cantoreggi stated probably for a short period of time, but for sustainability and long term, no. ► Chair Mercer asked about the waste/trash system and lack of drivers. ► Mr. Cantoreggi stated people have to be a little more flexible. He explained that there is a driver and equipment shortage. ► Chair Mercer asked about grants and federal funding. He stated that there are a lot of opportunities out there. He asked if they have enough and right staff to be applying for the grants and additional funding options, and if not, they should be looking for that. ► Mr. Cantoreggi stated that it is in his budget for additional engineering for oversight.

SUBCOMMITTEE REPORTS:

- a. **Capital Budget Subcommittee.** ► None.
- b. **Budget Subcommittee.** ► None.
- c. **Economic Development Subcommittee.** ► None.

LEGISLATION FOR ACTION:

Note: Two-Thirds Vote requires six votes; Majority Vote requires majority of members present and voting.

- a. **Resolution 22-04: Adoption of 2022-2023 Town Council Goals (Motion to Approve Resolution 22-04 - Majority Vote).** ► Councilor Jones read the resolution. ► **MOTION to Approve Resolution 22-04: Adoption of 2022-2023 Town Council Goals by Hamblen. SECOND by Chandler.**
Discussion: ► Mr. Hellen stated that this is the formal vote on the goals which were discussed at the last Town Council meeting on January 5, 2022. ► Councilor Pellegrini asked if the Brick School and Davis Thayer could be added to presentations/discussions. ► Mr. Hellen stated that both are already on the list. ► Councilor Frongillo stated that he was happy to see an investigation of a net zero emissions plan added to the goals. He requested discussion of a more equitable taxation system.

► Mr. Justin Bates, 8 Longfellow Drive, stated that he supports the draft language under General Government which makes Franklin accountable for becoming a net zero community. He stated that this is a chance for Franklin to step up and take the lead; this is a way to mitigate the climate disaster.

► Mr. Edward McIntyre, 34 Jefferson Road, stated that he supports the draft language under General Government in the Town Goal's document. This makes Franklin accountable for Franklin becoming a net zero community. He stated that getting to net zero usually comes from a combination of building efficiencies, improving building codes, local clean energy production, and the purchase of clean energy from other places. He discussed indoor air quality. He stated that we must make sure buildings are transformed from polluters to protectors of our health.

► Mr. Michael Rein, 120 Eric Drive, thanked Councilor Frongillo for emphasizing the net zero language; he stated that he is in full agreement and asks for the Town Council's full support. ► **VOTE: Yes-8, No-0, Absent-1.**

- b. Resolution 22-05: FY22 Transfer of MECC Appropriation (Motion to Approve Resolution 22-05 - Majority Vote).** ► Councilor Jones read the resolution. ► **MOTION to Approve Resolution 22-05: FY22 Transfer of MECC Appropriation by Hamblen. SECOND by Cormier-Leger. Discussion:**
- Mr. Hellen reviewed that the state's 911 department has been awarding the MECC grants for a five-year cycle due to the merger with the regional district unit in Mendon. As a result, the Town created a stabilization fund in order to save funds to help fund the MECC assessment in FY25 when the Town will be due to pay the entire assessment charge again. This deposit will get the stabilization account to just under \$1,000,000 for that transition. ► **VOTE: Yes-8, No-0, Absent-1.**
- c. Resolution 22-06: Gift Acceptance - Senior Center (\$1,700) (Motion to Approve Resolution 22-06 - Majority Vote).** ► Councilor Jones read the resolution. ► **MOTION to Approve Resolution 22-06: Gift Acceptance - Senior Center (\$1,700) by Hamblen. SECOND by Cormier-Leger. Discussion:**
- Mr. Hellen thanked the donators for their donations. ► **VOTE: Yes-8, No-0, Absent-1.**

TOWN ADMINISTRATOR'S REPORT: ► Mr. Hellen introduced the new Senior Center Director, Danielle Hopkins; he reviewed her background and career. Mr. Hellen introduced the new Senior Center Deputy Director Christina LaRose; he reviewed her background and career. He reviewed the Town Council, Town Administration, and Representative Jeff Roy's office hours tomorrow from 8:30 AM to 9:30 AM at the Senior Center.

FUTURE AGENDA ITEMS: ► Councilor Cormier-Leger spoke about a video made by high school students documenting some of their struggles at the high school with bullying and name calling. He applauded their bravery for putting together the video. He stated that he spoke with School Committee Chair Denise Spencer. He stated that she and Dr. Ahern are addressing this issue. He stated that he would like to have on an upcoming agenda someone from the School Department come to the Town Council to discuss how the Town Council can help address that problem. He stated that he feels this is a public safety issue. ► Councilor Frongillo stated that he wants to make sure that the committee that is reviewing the rules and procedures includes language that affirms the values of the Town Council as well as the values of the Town and rejects hate and bullying of any sort. ► Councilor Jones and Councilor Hamblen agreed with the last two comments.

COUNCIL COMMENTS: ► Councilor Hamblen stated that she wanted to reiterate the office hours at the Senior Center tomorrow are from 8:30 AM to 9:30 AM. She stated that she wanted to let the Jewish community in Franklin know that she condemns the terrorist activity in Houston; she stated that she stands in support. She stated that she wanted the high school students who made the video know that we as a community stand up to hate. ► Councilor Pellegri asked to invite Dean College President Paula

Rooney to the Town Council. ► Councilor Chandler stated appreciation for the moment of silence held for former Town Council member Andrew Bissanti. He stated agreement with Councilor Cormier-Leger's comments. ► Councilor Frongillo discussed antisemitism and stated that we support our Jewish neighbors. He discussed the high school video; he stated that he wants to set a culture that does not allow or condone bullying or hate. ► Councilor Cormier-Leger thanked the Franklin Democratic Committee for the vigil service they had on the Town Common on January 6th. He congratulated the new Eagle Scouts from Franklin's Troop 126. He congratulated Franklin's Cultural Council as they are awarding 23 grants totaling over \$23,000 to artists, singers, and performers who will enhance the community. ► Chair Mercer echoed the comments from Town Council members. He gave condolences to the family of Andrew Bissanti. ► Councilor Jones stated thanks for all the hard work by all the staff. He stated that he is in agreement with all comments made by Town Council members at tonight's meeting.

EXECUTIVE SESSION: None.

ADJOURN: ► MOTION to Adjourn by Hamblen. SECOND by Jones. No Discussion. ► VOTE: Yes-8, No-0, Absent-1.

Meeting adjourned at 9:08 PM.

Respectfully submitted,

Judith Lizardi
Recording Secretary

Town of Franklin

355 East Central Street
Franklin, Massachusetts 02038-1352



Phone: (508) 520-4949
www.franklinma.gov

OFFICE OF THE TOWN ADMINISTRATOR

January 28, 2022

To: Town Council
From: Jamie Hellen, Town Administrator
Alecia Alleyne, Assistant to the Town Administrator
RE: Appointment to the Conservation Commission

The Conservation Commission is recommending the appointment of Michael R. Rein to the Conservation Commission with a term to expire on June 30, 2022. Please note, Mr. Rein is completing the term of a recent resignation. If Mr. Rein desires, we will look at his full term reappointment when the Town Council does reappointments in June.

His volunteer form is attached with the resolution for his appointment.

Please let us know if you have any questions.



Town of Franklin MA

355 East Central Street

Franklin, MA 02038

Phone: 508-520-4949

Volunteer Form

Good Government Starts with You!

Date Submitted: December 2, 2021

Name: Michael R Rein

Home Address: 120 Eric Dr
Franklin

Mailing Address: 120 Eric Dr
Franklin

Phone Number(s): [REDACTED]

Email Address: [REDACTED]

Current Occupation/Employer: Program Manager / Dept. of the Air Force

Narrative: I am free most weeknights and weekends. I have significant experience working in/with teams. I have been interested in the outdoors and the environment for most of life, and would like to give back to Franklin, which has given so much to my family and me.

Board(s) / Committee(s): AGRICULTURAL COMMISSION
 Conservation Commission



APPOINTMENT

Conservation Commission

Michael R. Rein

120 Eric Drive

Franklin, MA 02038

The Conservation Commission has recommended the appointment of Michael R. Rein to serve as a Member of the Conservation Commission with a term to expire on June 30, 2022.

MOTION to ratify the appointment by the Town Administrator of Michael Rein to serve as a Member of the Conservation Commission.

DATED: _____, 2022

VOTED:

UNANIMOUS: _____

YES: _____ **NO:** _____

ABSTAIN: _____

ABSENT: _____

A True Record Attest:

Nancy Danello, CMC
Town Clerk

Glenn Jones, Clerk
Franklin Town Council

LICENSE TRANSACTION



Change of Manager

Let's Eat Franklin, LLC

d/b/a 3 Restaurant
461 West Central Street
Franklin, MA 02038

Let's Eat Franklin, LLC d/b/a 3 Restaurant, is seeking approval for a change of manager on their §12 Restaurant, All Alcoholic Beverages License. The new manager will be Corey J. Hickox.

All Departments have signed off on this application.

MOTION to approve the request by Let's Eat Franklin, LLC d/b/a 3 Restaurant, for a Change of Manager to Corey J. Hickox.

DATED: _____, 2022

VOTED:

UNANIMOUS: _____

A True Record Attest:

YES: _____ **NO:** _____

ABSTAIN: _____

ABSENT: _____

RECUSED: _____

Nancy Danello, CMC
Town Clerk

Glenn Jones, Clerk
Franklin Town Council



RETAIL ALCOHOLIC BEVERAGES LICENSE APPLICATION
 MONETARY TRANSMITTAL FORM

AMENDMENT-Change of Manager

APPLICATION SHOULD BE COMPLETED ON-LINE, PRINTED, SIGNED, AND SUBMITTED TO THE LOCAL LICENSING AUTHORITY.

ECRT CODE: RETA

Please make \$200.00 payment here: [ABCC PAYMENT WEBSITE](#)

PAYMENT MUST DENOTE THE NAME OF THE LICENSEE CORPORATION, LLC, PARTNERSHIP, OR INDIVIDUAL AND INCLUDE THE PAYMENT RECEIPT

ABCC LICENSE NUMBER (IF AN EXISTING LICENSEE, CAN BE OBTAINED FROM THE CITY)

ENTITY/ LICENSEE NAME

ADDRESS

CITY/TOWN STATE ZIP CODE

For the following transactions (Check all that apply):

- | | | | |
|--|---|---|---|
| <input type="checkbox"/> New License | <input type="checkbox"/> Change of Location | <input type="checkbox"/> Change of Class (i.e. Annual / Seasonal) | <input type="checkbox"/> Change Corporate Structure (i.e. corp / LLC) |
| <input type="checkbox"/> Transfer of License | <input type="checkbox"/> Alteration of Licensed Premises | <input type="checkbox"/> Change of License Type (i.e. club / restaurant) | <input type="checkbox"/> Pledge of Collateral (i.e. Home/Stock) |
| <input checked="" type="checkbox"/> Change of Manager | <input type="checkbox"/> Change Corporate Name | <input type="checkbox"/> Change of Category (i.e. All Alcohol/Wine, Malt) | <input type="checkbox"/> Management/Operating Agreement |
| <input type="checkbox"/> Change of Officers/
Directors/LLC Managers | <input type="checkbox"/> Change of Ownership Interest
(LLC Members/ LLP Partners,
Trustees) | <input type="checkbox"/> Issuance/Transfer of Stock/New Stockholder | <input type="checkbox"/> Change of Hours |
| | | <input type="checkbox"/> Other <input type="text" value=""/> | <input type="checkbox"/> Change of DBA |

THE LOCAL LICENSING AUTHORITY MUST MAIL THIS TRANSMITTAL FORM ALONG WITH COMPLETED APPLICATION, AND SUPPORTING DOCUMENTS TO:

Alcoholic Beverages Control Commission
 95 Fourth Street, Suite 3
 Chelsea, MA 02150-2358



The Commonwealth of Massachusetts
 Alcoholic Beverages Control Commission
 95 Fourth Street, Suite 3, Chelsea, MA 02150-2358
 www.mass.gov/abcc

AMENDMENT-Change of Manager **Change of License Manager**

1. BUSINESS ENTITY INFORMATION

Entity Name	Municipality	ABCC License Number
Lets Eat Franklin, LLC	Franklin	04414-RS-0430

2. APPLICATION CONTACT

The application contact is the person who should be contacted with any questions regarding this application.

Name	Title	Email	Phone
Stephen Corcoran	Owner	[REDACTED]	[REDACTED]

3A. MANAGER INFORMATION

The individual that has been appointed to manage and control of the licensed business and premises.

Proposed Manager Name	Corey J. Hickox	Date of Birth	[REDACTED]	SSN	[REDACTED]
Residential Address	[REDACTED]				
Email	[REDACTED]	Phone	[REDACTED]		
Please indicate how many hours per week you intend to be on the licensed premises	50	Last-Approved License Manager	Michael Botelho		

3B. CITIZENSHIP/BACKGROUND INFORMATION

Are you a U.S. Citizen? Yes No *Manager must be U.S. citizen
 If yes, attach one of the following as proof of citizenship: US Passport, Voter's Certificate, Birth Certificate or Naturalization Papers.
 Have you ever been convicted of a state, federal, or military crime? Yes No
 If yes, fill out the table below and attach an affidavit providing the details of any and all convictions. Attach additional pages, if necessary, utilizing the format below.

Date	Municipality	Charge	Disposition

3C. EMPLOYMENT INFORMATION

Please provide your employment history. Attach additional pages, if necessary, utilizing the format below.

Start Date	End Date	Position	Employer	Supervisor Name
11/17/2016	Present	General Manager	Lets Eat Franklin, LLC	Stephen Corcoran
* Please see attached Resume				

3D. PRIOR DISCIPLINARY ACTION

Have you held a beneficial or financial interest in, or been the manager of, a license to sell alcoholic beverages that was subject to disciplinary action? Yes No If yes, please fill out the table. Attach additional pages, if necessary,utilizing the format below.

Date of Action	Name of License	State	City	Reason for suspension, revocation or cancellation

I hereby swear under the pains and penalties of perjury that the information I have provided in this application is true and accurate:

Manager's Signature		Date	12/28/2021
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APPLICANT'S STATEMENT

I, Stephen T. Corcoran the: sole proprietor; partner; corporate principal; LLC/LLP manager
Authorized Signatory
of Lets Eat Franklin LLC
Name of the Entity/Corporation

hereby submit this application (hereinafter the "Application"), to the local licensing authority (the "LLA") and the Alcoholic Beverages Control Commission (the "ABCC" and together with the LLA collectively the "Licensing Authorities") for approval.

I do hereby declare under the pains and penalties of perjury that I have personal knowledge of the information submitted in the Application, and as such affirm that all statements and representations therein are true to the best of my knowledge and belief. I further submit the following to be true and accurate:

- (1) I understand that each representation in this Application is material to the Licensing Authorities' decision on the Application and that the Licensing Authorities will rely on each and every answer in the Application and accompanying documents in reaching its decision;
- (2) I state that the location and description of the proposed licensed premises are in compliance with state and local laws and regulations;
- (3) I understand that while the Application is pending, I must notify the Licensing Authorities of any change in the information submitted therein. I understand that failure to give such notice to the Licensing Authorities may result in disapproval of the Application;
- (4) I understand that upon approval of the Application, I must notify the Licensing Authorities of any change in the ownership as approved by the Licensing Authorities. I understand that failure to give such notice to the Licensing Authorities may result in sanctions including revocation of any license for which this Application is submitted;
- (5) I understand that the licensee will be bound by the statements and representations made in the Application, including, but not limited to the identity of persons with an ownership or financial interest in the license;
- (6) I understand that all statements and representations made become conditions of the license;
- (7) I understand that any physical alterations to or changes to the size of the area used for the sale, delivery, storage, or consumption of alcoholic beverages, must be reported to the Licensing Authorities and may require the prior approval of the Licensing Authorities;
- (8) I understand that the licensee's failure to operate the licensed premises in accordance with the statements and representations made in the Application may result in sanctions, including the revocation of any license for which the Application was submitted; and
- (9) I understand that any false statement or misrepresentation will constitute cause for disapproval of the Application or sanctions including revocation of any license for which this Application is submitted.
- (10) I confirm that the applicant corporation and each individual listed in the ownership section of the application is in good standing with the Massachusetts Department of Revenue and has complied with all laws of the Commonwealth relating to taxes, reporting of employees and contractors, and withholding and remitting of child support.

Signature:



Date:

12-28-2021

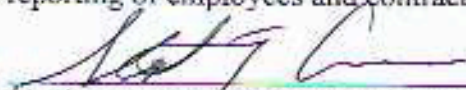
Title:

Member/Managor



CERTIFICATE OF COMPLIANCE WITH STATE LAWS

Pursuant to M.G.L. Chapter 62C, Sec 49A, and M.G.L. Ch. 151A, Section 19A, the undersigned acting on behalf on the License Holder, certifies under the penalty of perjury that, to the best of the undersign's knowledge and belief, the License Holder is in compliance with all laws of the Commonwealth of Massachusetts relating to taxes, reporting of employees and contractors, and withholding and remitting child support*.



** Signature of Individual or Corporate License Holder (Mandatory)



*** License Holder's Social Security Number/or Federal Identification Number

By: 

Corporate Officer
(Mandatory, if applicable)

Date: 12-28-2021

*The provision in the Attestation of relating to child support applies only when the License Holder is an individual.

** Approval of or a renewal of a license will not be granted unless this certification clause is signed by the applicant. For all corporations, a certified copy of the vote of the Board of Directors must be provided.

*** Your social security number will be furnished to the Massachusetts Department of Revenue to determine whether you have met tax filing or tax payment obligations. Providers who fail to correct their non-filing or delinquency will not have a license or other agreement issued, renewed or extended. This request is made under the authority of Massachusetts General Laws, Chapter 62C, section 49A.



The Commonwealth of Massachusetts
 Department of Industrial Accidents
 Office of Investigations
 600 Washington Street
 Boston, MA 02111
 www.mass.gov/dia

Workers' Compensation Insurance Affidavit: General Businesses

Applicant Information

Please Print Legibly

Business/Organization Name: Let's Eat Franklin, LLC d/b/a 3 Restaurant
 Address: 461 West Central St
 City/State/Zip: Franklin, MA 02038 Phone #: 508-528-6333

- Are you an employer? Check the appropriate box:
- I am an employer with 50 employees (full and/or part-time).*
 - I am a sole proprietor or partnership and have no employees working for me in any capacity. [No workers' comp. insurance required]
 - We are a corporation and its officers have exercised their right of exemption per c. 152, §1(4), and we have no employees. [No workers' comp. insurance required]**
 - We are a non-profit organization, staffed by volunteers, with no employees. [No workers' comp. insurance req.]

- Business Type (required):
- Retail
 - Restaurant/Bar/Eating Establishment
 - Office and/or Sales (incl. real estate, auto, etc.)
 - Non-profit
 - Entertainment
 - Manufacturing
 - Health Care
 - Other

*Any applicant that checks box #1 must also fill out the section below showing their workers' compensation policy information.
 **If the corporate officers have exempted themselves, but the corporation has other employees, a workers' compensation policy is required and such an organization should check box #1.

I am an employer that is providing workers' compensation insurance for my employees. Below is the policy information.

Insurance Company Name: Mass Retailers Assoc. / Cove Risk Services
 Insurer's Address: 35 Braintree Hill Office Park Suite 206
 City/State/Zip: Braintree, MA 02184

Policy # or Self-ins. Lic. # [REDACTED] Expiration Date: 11/1/2023

Attach a copy of the workers' compensation policy declaration page (showing the policy number and expiration date).
 Failure to secure coverage as required under Section 25A of MGL c. 152 can lead to the imposition of criminal penalties of a fine up to \$1,500.00 and/or one-year imprisonment, as well as civil penalties in the form of a STOP WORK ORDER and a fine of up to \$250.00 a day against the violator. Be advised that a copy of this statement may be forwarded to the Office of Investigations of the DIA for insurance coverage verification.

I do hereby certify, under the pains and penalties of perjury that the information provided above is true and correct.

Signature: [Signature] Date: 12-28-2021

Phone #: [REDACTED]

Official use only. Do not write in this area, to be completed by city or town official

City or Town: _____ Permit/License # _____

Issuing Authority (circle one):
 1. Board of Health 2. Building Department 3. City/Town Clerk 4. Licensing Board 5. Selectmen's Office
 6. Other _____

Contact Person: _____ Phone #: _____



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
12/29/2021

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Keefe Insurance Agency 51 West Central Street Franklin, MA 02038 Matthew Keras	508-528-3310	CONTACT NAME: Matthew Keras PHONE (A/C, No, Ext): 508-528-3310 FAX (A/C, No): 508-528-3887 E-MAIL ADDRESS:
INSURED Let's Eat LLC Stephen Corcoran 481 W Central Street Franklin, MA 02038		INSURER(S) AFFORDING COVERAGE
		INSURER A: Arbella Protection Ins. Co. NAIC # 41360 INSURER B: MA Retail Merchants Assoc INSURER C: Safety Insurance Company 39454 INSURER D: INSURER E: INSURER F:

COVERAGES	CERTIFICATE NUMBER:	REVISION NUMBER:
THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.		

INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> Liquor Liab GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO SECT <input type="checkbox"/> LOC <input type="checkbox"/> OTHER		8500066238	08/26/2021	08/26/2022	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Per occurrence) \$ 100,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMPROP AGG \$ 2,000,000
C	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO OWNED AUTOS ONLY <input checked="" type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS ONLY <input checked="" type="checkbox"/> NON-OWNED AUTOS ONLY <input type="checkbox"/> UMBRELLA LIAB <input type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> DED <input type="checkbox"/> RETENTIONS		5922467	10/16/2021	10/16/2022	COMBINED SINGLE LIMIT (Per accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ EACH OCCURRENCE \$ AGGREGATE \$
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER LIMIT WITH EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N N/A	014005033319122	01/01/2022	01/01/2023	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ 500,000 E.L. DISEASE - EA EMPLOYEE \$ 500,000 E.L. DISEASE - POLICY LIMIT \$ 500,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

CERTIFICATE HOLDER	CANCELLATION
TOWNF-2 Town of Franklin 355 East Central Street Franklin, MA 02038	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE Matthew Keras

**LICENSE
ALCOHOLIC BEVERAGES
THE LICENSING BOARD OF**

**The Town of Franklin
MASSACHUSETTS
HEREBY GRANTS A**

Common Victualer

**License to Expose, Keep for Sale, and Sell
All Kinds of Alcoholic Beverages**

To Be Consumed on the Premises

To: Let's Eat (Franklin), LLC, dba. Three, 461 West Central Street
Manager: Michael Botelho

On the following described premises:

2-Story , 7 rms on 1st flr, consisting of dining rooms, full kitchen, office, storage, lounge
& recreation area, 2 restrooms, partial cellar. Function rm on 2nd flr. Entrance & exit on
east side of bldg. Includes patio area with 9 seats.

This license is granted and accepted upon the express condition that the license shall, in all respects, conform to all the provisions of the Liquor Control Act, Chapter 138 of the General Laws, as amended, and any rules or regulations made thereunder by the licensing authorities. This license expires on Saturday, December 31, 2022 unless earlier suspended, cancelled or revoked.

IN TESTIMONY WHEREOF, the undersigned have hereunto affixed their official signatures on Wednesday, December 15, 2021.


The Hours during which Alcoholic
Beverages may be sold are :

Mon- Wed 8:00am - 12:00am

Thurs- Sat 8:00am-1:00am

Sun - 10:00am- 12:00am

New Years Eve Closing 2:00am



Glenn Jones
Clerk, Town Council

LICENSING BOARD

3

eat ■ drink ■ celebrate



"But I always say,
one's company,
two's a crowd, and
three's a party."

-Andy Warhol

■ **New Item**

(v) **Vegetarian**

*Consuming raw or undercooked meats, poultry, seafood, shellfish or eggs may increase your risk of foodborne illness. Before placing your order, please inform your server if a person in your party has a food allergy. 09282021

FIRST TASTE

- Local Chilled Oysters* 3.5ea
- Buffalo Cauliflower (v) 12
Lightly fried florets | blue cheese crumble | house-made buffalo sauce
- Vegetable Spring Rolls (v) 13
Ponzu glaze | orange chili dipping sauce
- Pan Seared Brussels Sprouts 14
Bacon | caramelized onions | feta cheese | warm bacon vinaigrette
- Thai Chicken Skewers 13
Chili spiced chicken | thai peanut sauce
- Caribbean Chicken Tenders 13
Spicy caribbean barbecue sauce | blue cheese dip
- Bruschetta (v) 14
Grilled herb focaccia | marinated heirloom tomatoes | shallots | capers | olive oil | aged balsamic vinegar | basil | fresh mozzarella
- Sheet Pan Loaded Nachos 14
Spicy beef | pico de gallo | jalapeños | avocado crema
- House Made Mozzarella Sticks (v) 14
Marinara | fresh basil pesto
- Jumbo Shrimp Cocktail (4pcs.) 15
Sriracha cocktail sauce
- Calamari 16
Cherry peppers | marinara | basil aioli | pecorino romano
- Ahi Tuna Tartare* 16
Spicy mayo | honey wasabi drizzle | sweet soy | wontons



SALADS AND BOWLS

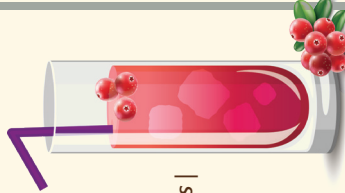
- Caesar 11
Crisp romaine | sourdough croutons | shaved pecorino
- Harvest Salad (v) 13
Mixed greens | roasted sweet potatoes | pomegranate seeds | apples | walnuts | gorgonzola cheese | apple cider vinaigrette
- Roasted Beets Salad (v) 14
Red and yellow beets | whipped goat cheese | pistachios | orange vinaigrette
- Mediterranean Bowl (v) 20
Charred artichokes | hummus | chick peas | quinoa | kalamata olives | cucumbers | grape tomatoes | baby spinach | feta cheese | Greek vinaigrette
- Chicken Avocado Bowl 24
Louisiana style chicken | cotija cheese | chick peas | quinoa | greens | red cabbage | red and yellow peppers | black bean corn salsa | cilantro aioli
- Tuna Poke Bowl* 26
Salad greens | jasmine rice | bean sprouts | carrots | cucumbers | pineapple | edamame | crispy wontons | chili lime dressing

FAVORITES

- Stuffed Acorn Squash (v) 22
Quinoa | dried cranberries | roasted butternut squash | spinach | spiced pepita seeds | apple cider reduction
- Fall Risotto 24
Butternut squash | spinach | pancetta | truffle sage cream sauce | apple gremolata
- Eggplant Neopolitan (v) 24
Herb breaded eggplant | spinach | red peppers | portobello mushrooms | provolone | marinara
- Butternut Squash Ravioli (v) 24
Walnuts | dried cranberries | shaved asiago | balsamic drizzle | sage brown butter
- Rigatoni Bolognese 25
Braised veal, beef and pork | house-made tomato sauce | mushrooms | cream
- Chicken Parmesan 25
Marinara | mozzarella | penne with buttery cheese sauce
- Chicken Milanese 26
Parmesan herb breaded chicken breast | parmesan risotto | green beans | lemon white wine beurre blanc
- Spicy Shrimp Tagliatelle 27
Grape tomatoes | roasted corn | tagliatelle pasta | chipotle cream
- Pan Roasted Salmon 28
Apricot whole mustard glazed | zucchini noodles | chickpeas | cherry tomatoes
- Baked Haddock 28
Lightly breaded | fingerling potatoes | corn chowder
- Stuffed Veal Cutlet 27
Spinach | sausage | mushrooms | mozzarella | provolone | tomato caper butter sauce
- Grilled Pork Chop 27
House brined | broccolini | roasted acorn squash | horseradish jus
- Steak Tips* 27
Grilled balsamic onions | mashed potatoes | green beans | bourbon glaze
- Zinfandel Braised Short Rib 29
Sautéed garlic spinach | parmesan risotto | red wine demi glaze
- New York Sirloin* 38
Black pepper and porcini rubbed | asparagus | onion strings | truffle blue cheese butter

HELLO FALL!

- Cape Cod Mule 12
Cranberry vodka | ginger beer | cranberries | fresh lime
- Pumpkin-tini 13
Boston Harbor Distillery Maple Cream | vanilla vodka | pumpkin spice liquor | buttershots | cinnamon sugar rim
- Harvest Sangria 12
Moscato | apple liquor | ginger liquor | hard cider | apple cider | cranberry juice | cinnamon stick, apple and cranberry garnish



HANDHELDS

- Chicken Caprese Sandwich 16
Buffalo mozzarella | prosciutto | tomatoes | arugula | basil pesto | balsamic vinegar | Italian bread | french fries
- Crispy Hot Honey Chicken 16
Cheddar | slaw | pickles | hot honey | brioche | french fries
- Pulled Pork Sandwich 16
Korean BBQ Sauce | pear slaw | pickled red onions | sesame seed bun | garlic sesame seed fries
- The 3 Burger* 16
Vermont cheddar | "3 special sauce" | lettuce | tomato | house pickles | brioche bun | french fries
- Salmon Burger* 17
Boston bibb lettuce | cucumbers | plum tomatoes | dill crème fraiche | brioche bun | sweet potato fries
- Mushroom Veggie Burger (v) 18
Portobello mushroom, spinach, feta burger | caramelized onions | roasted red peppers | tzatziki | brioche bun | sweet potato fries
- Fig & Prosciutto Flatbread 17
Sliced prosciutto | arugula | balsamic glaze | fig jam | shaved romano cheese
- Bacon Cheeseburger Flatbread 16
Ground beef | bacon | chopped tomatoes | pickles | iceberg lettuce | special sauce | cheddar-jack cheese blend
- Fall Flatbread (v) 16
Shaved brussels | butternut squash | fresh pesto | gouda cheese

SIDES

- Green Beans 6
Loaded Baked Potato 6
- Garlic Sautéed Spinach 6
Sweet Potato Fries 6
- Grilled Asparagus 6
Parmesan Risotto 6
- Brussels Sprouts 8
Parmesan Truffle Fries 8

3 SIGNATURES

- 12 Georgia Peach**
Wheatley vodka | Peachtree schnapps | ginger beer | peach bellini purée
- 13 Red Sangria**
Tempranillo | Peachtree schnapps | triple sec | apricot brandy | blackberry brandy
- 12 3 Sparkler**
Zardetto prosecco | St. Elder
- 13 Whiskey Mule**
Blackberry whiskey | fresh lime | ginger beer | blackberries
- 13 Orange Blossom Martini**
Smirnoff orange | orange liqueur | pomegranate juice | orange juice
- 15 Mar-3-Ni**
Grey Goose la poire | lemoncello | pomegranate juice | cherry
- 13 Pink Grapefruit-Tini**
Deep Eddy ruby red vodka | St. Elder | grapefruit juice | cranberry juice
- 15 Cucumber-Tini**
Hendrick's gin | St. Elder | muddled cucumber
- 13 Pineapple Infusion**
Pineapple infused vodka | pineapple wedge
- 13 Raspberry Mojito**
Bacardi raspberry | mint sprig | fresh muddled raspberries
- 14 Maple Old Fashioned**
Maple whiskey | luxardo cherry | orange | brown sugar | black walnut bitters
- 14 Autumn Spritz**
Prosecco | aperol | ginger liquor | apple cider | apple slice | cinnamon sugar rim
- 14 3 Mai Tai**
Parrot Bay coconut rum | Goslings Black Seal rum | pineapple juice | lime juice | grenadine
- 14 3 Negroni**
Liberty Tree barrel rested gin | aperol | sweet vermouth

WINES

EASY DRINKING | Old and new favorites

	6oz	9oz	Btl
Zardetto, Prosecco N/V Italy	10	40	
Beringer, White Zinfandel N/V (S) California	8	11.5	32
Hampton Water, Rosé 2020 South of France	13	19	52
Di Lenardo, "Monovittigno", Pinot Grigio 2020 Friuli	10	14.5	40
Torresella, Pinot Grigio 2020 Veneto	13	19	52
Clean Slate, Riesling 2019 Mosel	11	16	44
Ashbourne, Sauvignon Blanc 2018 South Africa	11	16	44
Kim Crawford, Sauvignon Blanc 2020 Marlborough	13	19	52
Guenoc, Chardonnay 2019 California	10	14.5	40
La Crema, Chardonnay 2019 Monterey	13	19	52

FUN WITH FRIENDS | Old friends and old wine are the best

	Btl
Santa Margherita, Pinot Grigio 2020 Valdadige	62
Trimbach, Riesling 2014 Alsace	60
St. Supery, Sauvignon Blanc 2019 Napa Valley	44
Cambria, "Katherine's Vineyard," Chardonnay 2019 (S) Santa Maria Valley	54
Sonoma Cutrer, "Russian River Ranches," Chardonnay 2019 Sonoma Coast	58
Qupe, Syrah 2018 Central Coast	62
Frog's Leap, Zinfandel 2018 Napa	60
Markham Vineyards, Merlot 2017 Napa	44
Coppola, "Claret," Cabernet Sauvignon 2018 California	54
Gundlach Bundschu, "Mountain Cuvée," Red Blend 2019 Sonoma County	58
Rex Hill, Pinot Noir 2017 (BD) Willamette Valley	64
Ken Wright Cellars, Pinot Noir 2016 Willamette Valley	70

SPLURGE | Go ahead, you deserve it!

	Btl
Veuve Clicquot, Yellow Label, Brut N/V France	135
Cloudy Bay, Sauvignon Blanc 2019 Marlborough	65
Lucien Crochet, Sancerre 2018 France	70
Patz & Hall "Hall Vineyard," Chardonnay 2015 Napa	85
Shafer, "Red Shoulder Ranch," Chardonnay 2017 Carneros	100
Newton, "Unfiltered," Chardonnay 2015 Napa	105
Duckhorn, Merlot 2016 Napa	100
Domaine Drouhin, Pinot Noir 2017 Dundee Hills	90
Kosta Browne, Pinot Noir 2019 Sonoma Coast	195
Jordan, Cabernet Sauvignon 2013 Alexander Valley	110
Ghost Block, Cabernet Sauvignon 2018 Oakville	130
Cakebread, Cabernet Sauvignon 2018 Rutherford	135
Silver Oak, Cabernet Sauvignon 2016 Alexander Valley	140

BREWS

IMPORTS

- Buckler | (non-alc) | 5
 Amstel Light | 3.5 abv | 7
 Corona | 4.6 abv | 7
 Corona Light | 4.1 abv | 7
 Heineken | 5.0 abv | 7
 Smithwick's Ale | 4.5 abv | 7
 Stella Artois | 5.0 abv | 7
 Peroni | 5.1 abv | 7
 Bass Ale | 5.1 abv | 7

DOMESTICS

- O'Douls (non-alc) | 4.75
 Budweiser | 5.0 abv | 5
 Bud Light | 4.2 abv | 5
 Yuengling Lager | 4.5 abv | 5
 Coors Light | 4.2 abv | 5
 Miller Lite | 4.2 abv | 5
 Michelob Ultra | 4.2 abv | 6
 Angry Orchard "Crisp Apple" | 5.0 abv | 6.75
 White Claw Black Cherry | 5.0 abv | 6.75
 Founders "All Day" IPA | 4.7 abv | 7
 Harpoon IPA | 5.9 abv | 7
 Sam Adams Boston Lager | 4.9 abv | 7
 Blue Moon Belgian White | 5.4 abv | 7
 Redbridge (Gluten-Free) | 3.2 abv | 7
 Dogfish Head "60 Minute" IPA | 6.0 abv | 7.25
 High Noon, Watermelon | 5.0 abv | 7.25
 Dorchetser Brewing, Punchbowl Sour | 4.9 abv | 16 oz | 8.75
 Carlson Orchards Hard Cider | 5.0 abv | 8.75
 67° Brewing Double IPA | 7.5 abv | 9.25

DRAUGHTS

Ask about today's features from our 10 draft lines!



JEAN M. LORIZIO, ESQ.
CHAIRMAN

Commonwealth of Massachusetts
Alcoholic Beverages Control Commission
95 Fourth Street, Suite 3
Chelsea, MA 02150

CORI REQUEST FORM

The Alcoholic Beverages Control Commission ("ABCC") has been certified by the Criminal History Systems Board to access conviction and pending Criminal Offender Record Information ("CORI"). For the purpose of approving each shareholder, owner, licensee or applicant for an alcoholic beverages license, I understand that a criminal record check will be conducted on me, pursuant to the above. The information below is correct to the best of my knowledge.

ABCC LICENSE INFORMATION

ABCC NUMBER: <small>(IF DISTINE LICENSE)</small>	D4414-R5-Q430	LICENSEE NAME:	Let's Eat Franklin, LLC	CITY/TOWN:	Franklin
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APPLICANT INFORMATION


LAST NAME:	Hickox	FIRST NAME:	Corey	MIDDLE NAME:	John
MAIDEN NAME OR ALIAS (IF APPLICABLE):		PLACE OF BIRTH:	[REDACTED]		
DATE OF BIRTH:	[REDACTED]	SSN:	[REDACTED]	ID THEFT INDEX PIN (IF APPLICABLE):	
MOTHER'S MAIDEN NAME:	[REDACTED]	DRIVER'S LICENSE #:	[REDACTED]	STATE LIC. ISSUED:	[REDACTED]
GENDER:	[REDACTED]	HEIGHT:	[REDACTED]	WEIGHT:	[REDACTED]
CURRENT ADDRESS:	[REDACTED]				
CITY/TOWN:	[REDACTED]	STATE:	[REDACTED]	ZIP:	[REDACTED]
FORMER ADDRESS:	[REDACTED]				
CITY/TOWN:	[REDACTED]	STATE:	[REDACTED]	ZIP:	[REDACTED]

PRINT AND SIGN

PRINTED NAME:	Corey John Hickox	APPLICANT/EMPLOYEE SIGNATURE:	<i>Corey J. Hickox</i>
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NOTARY INFORMATION

On this 20th December 2021 before me, the undersigned notary public, personally appeared Corey Hickox (name of document signer), proved to me through satisfactory evidence of identification, which were RIDL to be the person whose name is signed on the preceding or attached document, and acknowledged to me that (he) (she) signed it voluntarily for its stated purpose.

 NOTARY

BRANDON AARON CARRICO
Notary Public
Commonwealth of Massachusetts
My Commission Expires March 4, 2027

DIVISION USE ONLY

REQUESTED BY:

SIGNATURE OF COMMISSIONER/EMPLOYEE

The DCJ Identity Theft Index File Number is to be completed by those applicants that have been issued an Identity Theft File Number by the DCJ. Certified agencies are required to provide all applicants the opportunity to include this information to ensure the accuracy of the CORI review process. ALL CORI request forms that include this field are required to be submitted to the DCJ via mail or by fax to (617) 640-1424.

Payment Confirmation

YOUR PAYMENT HAS PROCESSED AND THIS IS YOUR RECEIPT

Your account has been billed for the following transaction. You will receive a receipt via email and via text message.



Transaction Processed Successfully.

INVOICE #: K0a9bc9-b649-46a4-86f8-305e0137715a

Description	Applicant, License or Registration Number	Amount
FILING FEES-RETAIL	04414-RS-0430	\$200.00
		\$200.00

Total Convenience Fee: **\$4.70**

Date Paid: 12/28/2021 2:42:27 PM EDT

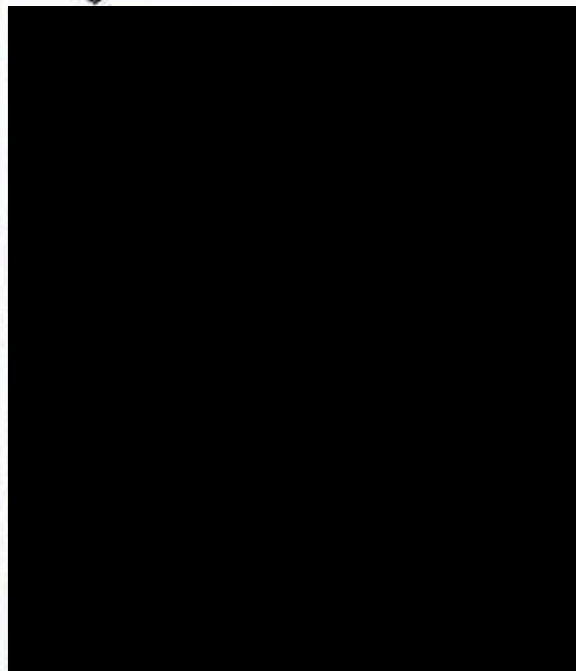
Total Amount Paid: **\$204.70**

Payment On Behalf Of

License Number or Business Name:
04414-RS-0430

Fee Type:
FILING FEES-RETAIL

Billing Information



Corey J. Hickox

Lincoln, RI 02865

cih@3-restaurant.com

SUMMARY OF QUALIFICATIONS:

Highly motivated individual with diligent time management skills who is adept at resolving complex issues. Critical thinker who addresses customer service issues quickly and consistently exceeds performance standards. Key player who is calm in stressful situations with well-developed people skills.

EXPERIENCE

3 Restaurant, Franklin, MA

November 2016 – Present

General Manager/Assistant General Manager

- Coordinated and executed all in house private events and off site catering up to 200 people
- Developed a strong marketing program through social media, constant contact, and website development
- Completed payroll through Solex Payroll Systems for 65 employees
- Created a strategic marketing plan to increase promotions and new menu products
- Responsible for all inventory management including paper goods, dry goods, glassware and linen
- Responsible for creating and updating all menu programming in Aloha Manager

Iron Works Tavern, Warwick, RI

August 2015 – November 2016

Lead Server

- Worked directly with executive chefs and upper management on food & beverage menus
- Helped with creating web layouts for company website and other social media pages
- Conducted frequent service trainings to promote staff development
- Build and maintain successful relationships with service providers, dealers, and consumers

AK Bistro, Franklin, MA

January 2014 – January 2015

Lead Server/Assistant Manager

- Hired as head server and Assistant Manager for opening of restaurant
- Successful at multitasking while upholding professional demeanor in a fast paced environment
- Exceptional team building and interpersonal skills among fellow servers and managers
- Experience with running daily sales reports and end of day procedures
- Reached out to local businesses and hotels to strengthen function and restaurant business

Skipjacks Seafood Restaurant, Foxboro, MA

December 2011 – December 2014

Server

- Greeted customers, presenting menus, taking food orders and expediting them through the kitchen
- Solely responsible for training new Server/Bartenders that joined the team
- In-depth understanding of serving food and attending to the customers' needs
- Able to perform general preparation work under the supervision of the restaurant manager
- Required to delegate sidework and lead the team to a successful shift as the closing server

Hemenways Seafood Grille and Oyster Bar, Providence, RI

October 2008 - December 2011

Server

- Obtained great experience working in a high volume fine dining establishment
- Ranked #1 server for our business unit for two years according to the Fair Rewards Program
- Knowledgeable with wine and food pairings
- Ability to multi-task, focus on guest service, and accommodate to special requests.

EDUCATION

University of Rhode Island, Kingston, RI

Graduated May 2007

Bachelor of Arts in Psychology, Minor in Business Management

Town of Franklin
Office of the Town Administrator
355 East Central Street
Franklin, MA 02038

December 28, 2021

To Whom It May Concern:

Pursuant to the Town of Franklin's policy regarding the modification of an existing license, the following is a personal statement from Corey J. Hickox, General Manager 3 Restaurant, describing my personal experience serving and selling alcohol.

I, Corey Hickox, possess over twenty-three years of restaurant experience. I have worked every department in the restaurant business including; busser, server, bartender and manager. I am well trained and certified in responsible alcohol techniques.

For the last eight years, I have been a manager at several high end, fine dining restaurants. The last five years, I have been employed at 3 Restaurant. In my position of General Manager, I am responsible for ensuring that all of our staff who serve alcohol have been trained in our in-house responsible alcohol service techniques and that they are TIPS, or ServeSafe certified. All employees who serve alcohol at 3 are certified.

In addition, I am responsible for making sure that our staff and managers follow proper responsible alcohol service techniques on a daily basis. I also assist our staff in handling any alcohol related guest situation that arises.

Thank you for your consideration.

Best regards,



Corey J. Hickox
General Manager
3 Restaurant

LICENSE TRANSACTION



Change of Officers/Directors

Rare Hospitality International, Inc.

d/b/a Longhorn Steakhouse
250 Franklin Village Drive
Franklin, MA 02038

Rare Hospitality International, Inc., d/b/a Longhorn Steakhouse, is seeking approval for a change of officers/directors on their §12 Restaurant, All Alcoholic Beverages License. The new officers will be Angela Simmons as Director, President and Treasurer, and Lindsay L. Koren as Vice President and Secretary.

All Departments have signed off on this application.

MOTION to approve the request by Rare Hospitality International, Inc., d/b/a Longhorn Steakhouse, for a Change of Officers/Directors as described above.

DATED: _____, 2022

VOTED:

UNANIMOUS: _____

A True Record Attest:

YES: _____ **NO:** _____

ABSTAIN: _____

ABSENT: _____

RECUSED: _____

Nancy Danello, CMC
Town Clerk

Glenn Jones, Clerk
Franklin Town Council

Upton Connell & Devlin, LLP

Contact for Joseph H. Devlin, Esq.

171 High Street
Newburyport, MA 01950
617-514-2837
617-514-2825

Main Office:

112 Water Street, Suite 201
Boston, Massachusetts 02109
617-227-3277 (Tel)
617-227-3222 (Fax)

January 19, 2022

Via Fed Ex

Town of Franklin
355 East Central Street (Third Floor), Route 140
Franklin, MA 02038

Dear License Administrator:

I am writing on behalf of Rare Hospitality International, Inc. d/b/a Long Horn Steakhouse, which is a licensed entity in your community.

Per the letter you received from the Massachusetts Alcoholic Beverage Control Commission (the "ABCC"), a copy of which is also enclosed, the Licensee has been granted preliminary approval for a Change of Officer relative to all 15 of their Massachusetts locations using the "inverted approval process".

The Officer Change involves the appointment of Lindsey Koren and removal of Joseph Kern as Vice President and Secretary of GMRI, Inc., and the appointment of Angela Simmons and removal of William White as Director, President and Treasurer.

Due to the size of the transactions, the ABCC has reviewed and investigated the applications and found that the transaction is in compliance with M.G.L. Chapter 138. In addition to the LLA Form, please send the Application package and all other relative forms and documents back to the ABCC. **If you have any questions, you can call Investigator Caroline Wilichoski at 617-908-8562.**

Enclosed please find the following documents relative to the transaction for your records:

1. Letter from Ralph Sacramone, Executive Director of the Alcohol Beverage Control Commission (the "ABCC").
2. DOR and DUA Certificates.
3. Monetary Transmittal Form.

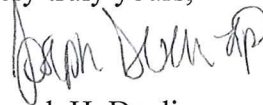
4. Retail alcoholic beverages application – change of officers.
5. CORI Request Forms for the new officers.
6. Proof of US Citizenship for the new officers.
7. Exhibits.
8. Certificate of Authorization.
9. Certificate of Organization.

Also enclosed, please find a check made payable to the Town of Franklin in the amount of \$500.00 for the filing fee.

We would appreciate you putting this on your next available meeting schedule. We will call shortly hereafter to see if you need us to attend the meeting, though we are anticipating from past experiences that many communities will not require it.

We look forward to speaking and working with you again. If you should have any questions with regard to this Application, please feel free to call my associate, Elizabeth Pisano, at 860-712-2799, or email her at episano@ucdlaw.com.

Very truly yours,



Joseph H. Devlin



Commonwealth of Massachusetts
Department of the State Treasurer
Alcoholic Beverages Control Commission
239 Causeway Street
Boston, MA 02114
Telephone 617-727-3040
Facsimile: 617-727-1510

Jean M. Lorizio, Esq.
Chairman

December 23, 2021

LOCAL BOARDS

Franklin; Haverhill; Leominster; Mansfield; Marlborough; Millbury; North Attleborough; Reading; Saugus; Seekonk; Pembroke; Tewksbury; Raynham; Wareham; West Springfield

The Alcoholic Beverages Control Commission ("Commission") has received an application from Rare Hospitality International, Inc. for a Change of Officers/Directors in the above-noted cities and towns. Relative to the Officer Change, Lindsay L. Koren has replaced Joseph G. Kern as Vice President and Secretary and Angela Simmons has replaced William R. White as Director, President and Treasurer.

Due to the magnitude of these transactions, the Commission has received the information and documents provided by the licensee. The review was to determine whether the contemplated transaction is consistent with the provisions of M.G.L. c. 138. Based upon our review, we are satisfied that the transaction is consistent with the purposes of the law and would not result in the individual corporate licenses being deemed to be out of compliance with the applicable statute. Accordingly, this letter sets forth our recommended procedure for the processing of these applications.

Arrangements have been made for the Corporation to pay the \$200 application fees directly to the Commission. Therefore, no fee needs to be collected by the Local Board(s).

The Commission has reviewed and accepted copies of the following documents and instruments:

- 1) Application for a Change of Officers/Directors
- 2) CORI Request Forms
- 3) Vote of the Board of Directors
- 4) Updated Articles of Organization

Where there will be no change of existing managers, the Commission will not require that a Manager Form be completed, nor will the Commission require background information on the managers as such information should already be on file.

The applicant will contact you directly for processing the application. Please forward to the Commission the Local Licensing Authority Record. The Commission will require no other forms, documents, or information in connection with these applications.

Should you or your town counsel/city solicitor have any questions or require information or assistance, please contact Investigator Caroline L Guarino at (617) 727-3040, extension 735.

Sincerely,

Ralph Sacramone
Executive Director

cc: Frederick G. Mahony, Chief Investigator
Ryan Melville, Licensing Coordinator
Joseph H. Devlin, Esq.



CERTIFICATE OF GOOD STANDING AND/OR TAX COMPLIANCE



RARE HOSPITALITY INTL INC
401 PARK DR
BOSTON MA 02215-3325

Why did I receive this notice?

The Commissioner of Revenue certifies that, as of the date of this certificate, RARE HOSPITALITY INTL INC is in compliance with its tax obligations under Chapter 62C of the Massachusetts General Laws.

This certificate doesn't certify that the taxpayer is compliant in taxes such as unemployment insurance administered by agencies other than the Department of Revenue, or taxes under any other provisions of law.

This is not a waiver of lien issued under Chapter 62C, section 52 of the Massachusetts General Laws.

What if I have questions?

If you have questions, call us at (617) 887-6400 or toll-free in Massachusetts at (800) 392-6089, Monday through Friday, 9:00 a.m. to 4:00 p.m..

Visit us online!

Visit mass.gov/dor to learn more about Massachusetts tax laws and DOR policies and procedures, including your Taxpayer Bill of Rights, and MassTaxConnect for easy access to your account:

- Review or update your account
- Contact us using e-message
- Sign up for e-billing to save paper
- Make payments or set up autopay

Edward W. Coyle, Jr., Chief
Collections Bureau



THE COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF LABOR AND WORKFORCE DEVELOPMENT
DEPARTMENT OF UNEMPLOYMENT ASSISTANCE

Charles D. Baker
GOVERNOR
Karyn E. Polito
LT. GOVERNOR



377901667

Rosalin Acosta
SECRETARY

Richard A. Jeffers
DIRECTOR

GMRI INC
P.O. BOX 695011
ORLANDO, FL 32869

EAN: 60069730
November 16, 2021

Certificate Id:53352

The Department of Unemployment Assistance certifies that as of 11/16/2021 ,GMRI INC is current in all its obligations relating to contributions, payments in lieu of contributions, and the employer medical assistance contribution established in G.L.c.149,§189.

This certificate expires in 30 days from the date of issuance.

Richard A. Jeffers, Director

Department of Unemployment Assistance



The Commonwealth of Massachusetts
 Alcoholic Beverages Control Commission
 95 Fourth Street, Suite 3, Chelsea, MA 02150-2358
 www.mass.gov/abcc

RETAIL ALCOHOLIC BEVERAGES LICENSE APPLICATION
 MONETARY TRANSMITTAL FORM

APPLICATION FOR AMENDMENT-Change of Officers, Stock or Ownership Interest

APPLICATION SHOULD BE COMPLETED ON-LINE, PRINTED, SIGNED, AND SUBMITTED TO THE LOCAL LICENSING AUTHORITY.

ECRT CODE: RETA

Please make \$200.00 payment here: ABCC PAYMENT WEBSITE

PAYMENT MUST DENOTE THE NAME OF THE LICENSEE CORPORATION, LLC, PARTNERSHIP, OR INDIVIDUAL AND INCLUDE THE PAYMENT RECEIPT

ABCC LICENSE NUMBER (IF AN EXISTING LICENSEE, CAN BE OBTAINED FROM THE CITY)

ENTITY/ LICENSEE NAME

ADDRESS

CITY/TOWN STATE ZIP CODE

For the following transactions (Check all that apply):

- | | | | |
|---|---|---|---|
| <input type="checkbox"/> New License | <input type="checkbox"/> Change of Location | <input type="checkbox"/> Change of Class (i.e. Annual / Seasonal) | <input type="checkbox"/> Change Corporate Structure (i.e. Corp / LLC) |
| <input type="checkbox"/> Transfer of License | <input type="checkbox"/> Alteration of Licensed Premises | <input type="checkbox"/> Change of License Type (i.e. club / restaurant) | <input type="checkbox"/> Pledge of Collateral (i.e. License/Stock) |
| <input type="checkbox"/> Change of Manager | <input type="checkbox"/> Change Corporate Name | <input type="checkbox"/> Change of Category (i.e. All Alcohol/Wine, Malt) | <input type="checkbox"/> Management/Operating Agreement |
| <input checked="" type="checkbox"/> Change of Officers/
Directors/LLC Managers | <input type="checkbox"/> Change of Ownership Interest
(LLC Members/ LLP Partners,
Trustees) | <input type="checkbox"/> Issuance/Transfer of Stock/New Stockholder | <input type="checkbox"/> Change of Hours |
| | <input type="checkbox"/> Other <input type="text"/> | | <input type="checkbox"/> Change of DBA |

THE LOCAL LICENSING AUTHORITY MUST MAIL THIS TRANSMITTAL FORM ALONG WITH COMPLETED APPLICATION, AND SUPPORTING DOCUMENTS TO:

Alcoholic Beverages Control Commission
 95 Fourth Street, Suite 3
 Chelsea, MA 02150-2358



The Commonwealth of Massachusetts
 Alcoholic Beverages Control Commission
 95 Fourth Street, Suite 3, Chelsea, MA 02150-2358
 www.mass.gov/abcc

APPLICATION FOR AMENDMENT

-Change of Officers, Stock or Ownership Interest

Change of Officers/ Directors/LLC Managers **Change of Stock Interest**

- DOR Certificate of Good Standing
- DUA Certificate of Compliance
- Change of Officer/Directors Application
- CORI Authorization
- Vote of the Entity
- Payment Receipt
- Business Structure Documents
 - If Sole Proprietor, **Business Certificate**
 - If partnership, **Partnership Agreement**
 - If corporation or LLC, **Articles of Organization** from the Secretary of the Commonwealth

(e.g. New Stockholders or Transfer or Issuance of Stock)

- DOR Certificate of Good Standing
- DUA Certificate of Compliance
- Change of Stock Application
- CORI Authorization
- Financial Statement
- Vote of the Entity
- Purchase & Sale Agreement
- Supporting Financial Records
- Advertisement
- Payment Receipt
- Business Structure Documents
 - If Sole Proprietor, **Business Certificate**
 - If partnership, **Partnership Agreement**
 - If corporation or LLC, **Articles of Organization** from the Secretary of the Commonwealth

Change of Ownership Interest

(e.g. LLC Members, LLP Partners, Trustees etc.)

- DOR Certificate of Good Standing
- DUA Certificate of Compliance
- Change of Stock Application
- CORI Authorization
- Financial Statement
- Vote of the Entity
- Purchase & Sale Agreement
- Supporting Financial Records
- Advertisement
- Payment Receipt
- Business Structure Documents
 - If Sole Proprietor, **Business Certificate**
 - If partnership, **Partnership Agreement**
 - If corporation or LLC, **Articles of Organization** from the Secretary of the Commonwealth

Non-Profit Club Change of Officers/ Directors

- DOR Certificate of Good Standing
- DUA Certificate of Compliance
- Change of Officer/Directors Application
- Vote of the club signed by an approved officer
- Payment Receipt
- Business Structure Documents -**Articles of Organization** from the Secretary of the Commonwealth

Management Agreement

- DOR Certificate of Good Standing
- DUA Certificate of Compliance
- Management Agreement
- Vote of Entity
- Payment Receipt

**If abutter notification and advertisement are required for transaction, please see the local licensing authority.*

1. BUSINESS ENTITY INFORMATION

Entity Name	Municipality	ABCC License Number
Rare Hospitality International, Inc.	Franklin	00056-RS-0430

Please provide a narrative overview of the transaction(s) being applied for. Attach additional pages, if necessary.

Lindsay L. Koren has replaced Joseph G. Kern as Vice President and Secretary. Angela Simmons has replaced William R. White as Director, President and Treasurer.

APPLICATION CONTACT

The application contact is the person who should be contacted with any questions regarding this application.

Name	Title	Email	Phone
Joseph H. Devlin	Attorney	[REDACTED]	[REDACTED]

APPLICATION FOR AMENDMENT-Change of Officers, Stock or Ownership Interest

2. PROPOSED OFFICERS, STOCK OR OWNERSHIP INTEREST

List all individuals or entities that will have a direct or indirect, beneficial or financial interest in this license (E.g. Stockholders, Officers, Directors, LLC Managers, LLP Partners, Trustees etc.). Attach additional page(s) provided, if necessary, utilizing Addendum A.

- The individuals and titles listed in this section must be identical to those filed with the Massachusetts Secretary of State.
- The individuals identified in this section, as well as the proposed Manager of Record, must complete a CORI Release Form.
- Please note the following statutory requirements for Directors and LLC Managers:
On Premises (E.g. Restaurant/ Club/Hotel) Directors or LLC Managers - At least 50% must be US citizens;
Off Premises (Liquor Store) Directors or LLC Managers - All must be US citizens and a majority must be Massachusetts residents.
- If you are a Multi-Tiered Organization, please attach a flow chart identifying each corporate interest and the individual owners of each entity as well as the Articles of Organization for each corporate entity. Every individual must be identified in Addendum A.

Name of Principal	Residential Address	SSN	DOB
Lindsay Koren	[REDACTED]	[REDACTED]	[REDACTED]

Title and or Position	Percentage of Ownership	Director/ LLC Manager	US Citizen	MA Resident
Vice President & Secretary	0%	<input type="radio"/> Yes <input checked="" type="radio"/> No	<input checked="" type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input checked="" type="radio"/> No

Name of Principal	Residential Address	SSN	DOB
Colleen Lyons	[REDACTED]	[REDACTED]	[REDACTED]

Title and or Position	Percentage of Ownership	Director/ LLC Manager	US Citizen	MA Resident
Assistant Secretary	0%	<input type="radio"/> Yes <input checked="" type="radio"/> No	<input checked="" type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input checked="" type="radio"/> No

Name of Principal	Residential Address	SSN	DOB
Angela Simmons	[REDACTED]	[REDACTED]	[REDACTED]

Title and or Position	Percentage of Ownership	Director/ LLC Manager	US Citizen	MA Resident
Director, President & Treasurer	0%	<input checked="" type="radio"/> Yes <input type="radio"/> No	<input checked="" type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input checked="" type="radio"/> No

Name of Principal	Residential Address	SSN	DOB
GMRI, Inc.	100 Darden Center Drive, Orlando, FL		

Title and or Position	Percentage of Ownership	Director/ LLC Manager	US Citizen	MA Resident
Member - see next page.	100%	<input type="radio"/> Yes <input type="radio"/> No	<input checked="" type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input checked="" type="radio"/> No

Name of Principal	Residential Address	SSN	DOB

Title and or Position	Percentage of Ownership	Director/ LLC Manager	US Citizen	MA Resident
		<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No

Name of Principal	Residential Address	SSN	DOB

Title and or Position	Percentage of Ownership	Director/ LLC Manager	US Citizen	MA Resident
		<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No

Additional pages attached? Yes No

CRIMINAL HISTORY
 Has any individual listed in question 2, and applicable attachments, ever been convicted of a State, Federal or Military Crime? If yes, attach an affidavit providing the details of any and all convictions. Yes No

MANAGEMENT AGREEMENT
 Are you requesting approval to utilize a management company through a management agreement? Please provide a copy of the management agreement. Yes No

2. PROPOSED OFFICERS, STOCK OR OWNERSHIP INTEREST(Continued...)

List all proposed individuals or entities that will have a direct or indirect, beneficial or financial interest in this license (E.g. Stockholders, Officers, Directors, LLC Managers, LLP Partners, Trustees etc.).

Entity Name

GMRI, Inc.

Percentage of Ownership in Entity being Licensed

(Write "NA" if this is the entity being licensed)

100%

Name of Principal: **Angela Simmons** Residential Address: [Redacted] SSN: [Redacted] DOB: [Redacted]

Title and or Position: President, Treasurer and Director Percentage of Ownership: 0% Director: Yes No US Citizen: Yes No MA Resident: Yes No

Name of Principal: **Lindsay Koren** Residential Address: [Redacted] SSN: [Redacted] DOB: [Redacted]

Title and or Position: Secretary and Vice President Percentage of Ownership: 0% Director: Yes No US Citizen: Yes No MA Resident: Yes No

Name of Principal: **Colleen Lyons** Residential Address: [Redacted] SSN: [Redacted] DOB: [Redacted]

Title and or Position: Assistant Secretary Percentage of Ownership: 0% Director: Yes No US Citizen: Yes No MA Resident: Yes No

Name of Principal: **Darden Restaurants, Inc.** Residential Address: 100 Darden Center Drive, Orlando, FL SSN: [Redacted] DOB: [Redacted]

Title and or Position: 100% owner of GMRI, Inc. Percentage of Ownership: [Redacted] Director: Yes No US Citizen: Yes No MA Resident: Yes No

Name of Principal: [Redacted] Residential Address: [Redacted] SSN: [Redacted] DOB: [Redacted]

Title and or Position: [Redacted] Percentage of Ownership: [Redacted] Director: Yes No US Citizen: Yes No MA Resident: Yes No

Name of Principal: [Redacted] Residential Address: [Redacted] SSN: [Redacted] DOB: [Redacted]

Title and or Position: [Redacted] Percentage of Ownership: [Redacted] Director: Yes No US Citizen: Yes No MA Resident: Yes No

Name of Principal: [Redacted] Residential Address: [Redacted] SSN: [Redacted] DOB: [Redacted]

Title and or Position: [Redacted] Percentage of Ownership: [Redacted] Director: Yes No US Citizen: Yes No MA Resident: Yes No

CRIMINAL HISTORY

Has any individual identified above ever been convicted of a State, Federal or Military Crime?
If yes, attach an affidavit providing the details of any and all convictions.

Yes No

2. PROPOSED OFFICERS, STOCK OR OWNERSHIP INTEREST(Continued...)

List all proposed individuals or entities that will have a direct or indirect, beneficial or financial interest in this license (E.g. Stockholders, Officers, Directors, LLC Managers, LLP Partners, Trustees etc.).

Entity Name

Darden Restaurants, Inc.

Percentage of Ownership in Entity being Licensed

(Write "NA" if this is the entity being licensed)

100% owner of GMRI, Inc.

Name of Principal	Residential Address	SSN	DOB
Publicly Traded Company			

Title and or Position	Percentage of Ownership	Director	US Citizen	MA Resident
		<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No

Name of Principal	Residential Address	SSN	DOB

Title and or Position	Percentage of Ownership	Director	US Citizen	MA Resident
		<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No

Name of Principal	Residential Address	SSN	DOB

Title and or Position	Percentage of Ownership	Director	US Citizen	MA Resident
		<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No

Name of Principal	Residential Address	SSN	DOB

Title and or Position	Percentage of Ownership	Director	US Citizen	MA Resident
		<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No

Name of Principal	Residential Address	SSN	DOB

Title and or Position	Percentage of Ownership	Director	US Citizen	MA Resident
		<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No

Name of Principal	Residential Address	SSN	DOB

Title and or Position	Percentage of Ownership	Director	US Citizen	MA Resident
		<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No

Name of Principal	Residential Address	SSN	DOB

Title and or Position	Percentage of Ownership	Director	US Citizen	MA Resident
		<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No	<input type="radio"/> Yes <input type="radio"/> No

CRIMINAL HISTORY

Has any individual identified above ever been convicted of a State, Federal or Military Crime?
If yes, attach an affidavit providing the details of any and all convictions.

Yes No

APPLICATION FOR AMENDMENT-Change of Officers, Stock or Ownership Interest

3. CURRENT OFFICERS, STOCK OR OWNERSHIP INTEREST

List the individuals and entities of the current ownership. Attach additional pages if necessary utilizing the format below.

Name of Principal	Title/Position	Percentage of Ownership
Joseph George Kern	Vice President & Secretary	0%
Name of Principal	Title/Position	Percentage of Ownership
Colleen Lyons	Assistant Secretary	0%
Name of Principal	Title/Position	Percentage of Ownership
William Roland White III	Director, President & Treasurer	0%
Name of Principal	Title/Position	Percentage of Ownership
GMRI, Inc.	Stockholder	100%
Name of Principal	Title/Position	Percentage of Ownership
Name of Principal	Title/Position	Percentage of Ownership

4. INTEREST IN AN ALCOHOLIC BEVERAGES LICENSE

Does any individual or entity identified in question 2, and applicable attachments, have any direct or indirect, beneficial or financial interest in any other license to sell alcoholic beverages? Yes No If yes, list in table below. Attach additional pages, if necessary, utilizing the table format below.

Name	License Type	License Name	Municipality
See Exhibit A			

5. PREVIOUSLY HELD INTEREST IN AN ALCOHOLIC BEVERAGES LICENSE

Has any individual or entity identified identified in question 2, and applicable attachments, ever held a direct or indirect, beneficial or financial interest in a license to sell alcoholic beverages, which is not presently held? Yes No If yes, list in table below. Attach additional pages, if necessary, utilizing the table format below.

Name	License Type	License Name	Municipality
See Exhibit B			

6. DISCLOSURE OF LICENSE DISCIPLINARY ACTION

Have any of the disclosed licenses listed in question 4 or 5 ever been suspended, revoked or cancelled? Yes No If yes, list in table below. Attach additional pages, if necessary, utilizing the table format below.

Date of Action	Name of License	City	Reason for suspension, revocation or cancellation
	See Exhibit C		

7. FINANCIAL DISCLOSURE

Associated Cost(s): (E.g. Costs associated with License Transaction including but not limited to: Property price, Business Assets, Renovations costs, Construction costs, Initial Start-up costs, Inventory costs, or specify other costs):"

Associated Cost(s):

0.00

SOURCE OF CASH CONTRIBUTION

Please provide documentation of available funds. (E.g. Bank or other Financial institution Statements, Bank Letter, etc.)

Name of Contributor	Amount of Contribution
Total:	

SOURCE OF FINANCING

Please provide signed financing documentation.

Name of Lender	Amount	Type of Financing	Is the lender a licensee pursuant to M.G.L. Ch. 138.
			<input type="radio"/> Yes <input type="radio"/> No
			<input type="radio"/> Yes <input type="radio"/> No
			<input type="radio"/> Yes <input type="radio"/> No
			<input type="radio"/> Yes <input type="radio"/> No

FINANCIAL INFORMATION

Provide a detailed explanation of the form(s) and source(s) of funding for the cost identified above.

APPLICANT'S STATEMENT

I, Colleen M. Lyons the: sole proprietor; partner; corporate principal; LLC/LLP manager
Authorized Signatory
of Rare Hospitality International, Inc.
Name of the Entity/Corporation

hereby submit this application (hereinafter the "Application"), to the local licensing authority (the "LLA") and the Alcoholic Beverages Control Commission (the "ABCC" and together with the LLA collectively the "Licensing Authorities") for approval.

I do hereby declare under the pains and penalties of perjury that I have personal knowledge of the information submitted in the Application, and as such affirm that all statements and representations therein are true to the best of my knowledge and belief. I further submit the following to be true and accurate:

- (1) I understand that each representation in this Application is material to the Licensing Authorities' decision on the Application and that the Licensing Authorities will rely on each and every answer in the Application and accompanying documents in reaching its decision;
- (2) I state that the location and description of the proposed licensed premises are in compliance with state and local laws and regulations;
- (3) I understand that while the Application is pending, I must notify the Licensing Authorities of any change in the information submitted therein. I understand that failure to give such notice to the Licensing Authorities may result in disapproval of the Application;
- (4) I understand that upon approval of the Application, I must notify the Licensing Authorities of any change in the ownership as approved by the Licensing Authorities. I understand that failure to give such notice to the Licensing Authorities may result in sanctions including revocation of any license for which this Application is submitted;
- (5) I understand that the licensee will be bound by the statements and representations made in the Application, including, but not limited to the identity of persons with an ownership or financial interest in the license;
- (6) I understand that all statements and representations made become conditions of the license;
- (7) I understand that any physical alterations to or changes to the size of the area used for the sale, delivery, storage, or consumption of alcoholic beverages, must be reported to the Licensing Authorities and may require the prior approval of the Licensing Authorities;
- (8) I understand that the licensee's failure to operate the licensed premises in accordance with the statements and representations made in the Application may result in sanctions, including the revocation of any license for which the Application was submitted; and
- (9) I understand that any false statement or misrepresentation will constitute cause for disapproval of the Application or sanctions including revocation of any license for which this Application is submitted.
- (10) I confirm that the applicant corporation and each individual listed in the ownership section of the application is in good standing with the Massachusetts Department of Revenue and has complied with all laws of the Commonwealth relating to taxes, reporting of employees and contractors, and withholding and remitting of child support.

Signature:



Date:

6/21/21

Title:

Assistant Secretary



Commonwealth of Massachusetts
 Alcoholic Beverages Control Commission
 95 Fourth Street, Suite 3
 Chelsea, MA 02150

JEAN M. LORIZIO, ESQ.
 CHAIRMAN

CORI REQUEST FORM

The Alcoholic Beverages Control Commission ("ABCC") has been certified by the Criminal History Systems Board to access conviction and pending Criminal Offender Record Information ("CORI"). For the purpose of approving each shareholder, owner, licensee or applicant for an alcoholic beverages license, I understand that a criminal record check will be conducted on me, pursuant to the above. The information below is correct to the best of my knowledge.

ABCC LICENSE INFORMATION

ABCC NUMBER: (IF EXISTING LICENSEE) LICENSEE NAME: Rare Hospitality International, Inc. CITY/TOWN:

APPLICANT INFORMATION

LAST NAME: Lyons FIRST NAME: Colleen MIDDLE NAME: Marie
 MAIDEN NAME OR ALIAS (IF APPLICABLE): PLACE OF BIRTH:
 DATE OF BIRTH: SSN: ID THEFT INDEX PIN (IF APPLICABLE):
 MOTHER'S MAIDEN NAME: DRIVER'S LICENSE #: STATE LIC. ISSUED:
 GENDER: HEIGHT: WEIGHT: EYE COLOR:
 CURRENT ADDRESS:
 CITY/TOWN: STATE: ZIP:
 FORMER ADDRESS:
 CITY/TOWN: STATE: ZIP:

PRINT AND SIGN

PRINTED NAME: Colleen M. Lyons APPLICANT/EMPLOYEE SIGNATURE:

NOTARY INFORMATION

On this 01/21/21 before me, the undersigned notary public, personally appeared Colleen Lyons
 (name of document signer), proved to me through satisfactory evidence of identification, which were Personally Known
 to be the person whose name is signed on the preceding or attached document, and acknowledged to me that (he) (she) signed it voluntarily for its stated purpose.

 NOTARY



DIVISION USE ONLY

REQUESTED BY:
 SIGNATURE OF CORI AUTHORIZED EMPLOYEE:

The DCI Identify Theft Index PIN Number is to be completed by those applicants that have been issued an Identify Theft PIN Number by the DCI. Certified agencies are required to provide all applicants the opportunity to include this information to ensure the accuracy of the CORI request process. ALL CORI request forms that include this field are required to be submitted to the DCI via mail or by fax to (617) 660-4614.



Commonwealth of Massachusetts
 Alcoholic Beverages Control Commission
 95 Fourth Street, Suite 3
 Chelsea, MA 02150

JEAN M. LORIZIO, ESQ.
 CHAIRMAN

CORI REQUEST FORM

The Alcoholic Beverages Control Commission ("ABCC") has been certified by the Criminal History Systems Board to access conviction and pending Criminal Offender Record Information ("CORI"). For the purpose of approving each shareholder, owner, licensee or applicant for an alcoholic beverages license, I understand that a criminal record check will be conducted on me, pursuant to the above. The information below is correct to the best of my knowledge.

ABCC LICENSE INFORMATION

ABCC NUMBER: [] LICENSEE NAME: Rare Hospitality International, Inc. CITY/TOWN: []
(IF EXISTING LICENSEE)

APPLICANT INFORMATION

LAST NAME: Simmons FIRST NAME: Angela MIDDLE NAME: Marie
 MAIDEN NAME OR ALIAS (IF APPLICABLE): [] PLACE OF BIRTH: []
 DATE OF BIRTH: [] SSN: [] ID THEFT INDEX PIN (IF APPLICABLE): []
 MOTHER'S MAIDEN NAME: [] DRIVER'S LICENSE #: [] STATE LIC. ISSUED: []
 GENDER: [] HEIGHT: [] WEIGHT: [] EYE COLOR: []
 CURRENT ADDRESS: []
 CITY/TOWN: [] STATE: [] ZIP: []
 FORMER ADDRESS: []
 CITY/TOWN: [] STATE: [] ZIP: []

PRINT AND SIGN

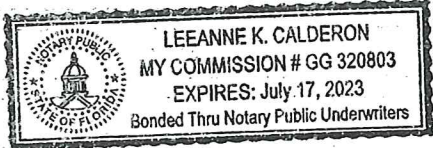
PRINTED NAME: Angela Marie Simmons APPLICANT/EMPLOYEE SIGNATURE: *A. Simmons*

NOTARY INFORMATION

On this 10/21/21 before me, the undersigned notary public, personally appeared Angela Simmons
 (name of document signer), proved to me through satisfactory evidence of identification, which were personally known
 to be the person whose name is signed on the preceding or attached document, and acknowledged to me that (he) (she) signed it voluntarily for its stated purpose.
 [Signature]
 NOTARY

DIVISION USE ONLY

REQUESTED BY: [] SIGNATURE OF CORI AUTHORIZED EMPLOYEE: []
The DCJ's Identify Theft Index PIN Number is to be completed by those applicants that have been issued an Identify Theft PIN Number by the DCJ. Certified agencies are required to provide all applicants the opportunity to include this information to ensure the accuracy of the CORI request process. ALL CORI request forms that include this field are required to be submitted to the DCJ via mail or by fax to (617) 660-4614.





Commonwealth of Massachusetts
 Alcoholic Beverages Control Commission
 95 Fourth Street, Suite 3
 Chelsea, MA 02150

JEAN M. LORIZIO, ESQ.
 CHAIRMAN

CORI REQUEST FORM

The Alcoholic Beverages Control Commission ("ABCC") has been certified by the Criminal History Systems Board to access conviction and pending Criminal Offender Record Information ("CORI"). For the purpose of approving each shareholder, owner, licensee or applicant for an alcoholic beverages license, I understand that a criminal record check will be conducted on me, pursuant to the above. The information below is correct to the best of my knowledge.

ABCC LICENSE INFORMATION

ABCC NUMBER: [] LICENSEE NAME: Rare Hospitality International, Inc. CITY/TOWN: []

APPLICANT INFORMATION

LAST NAME: Koren FIRST NAME: Lindsay MIDDLE NAME: Louise
 MAIDEN NAME OR ALIAS (IF APPLICABLE): [] PLACE OF BIRTH: []
 DATE OF BIRTH: [] SSN: [] ID THEFT INDEX PIN (IF APPLICABLE): []
 MOTHER'S MAIDEN NAME: [] DRIVER'S LICENSE #: [] STATE LIC. ISSUED: []
 GENDER: [] HEIGHT: [] WEIGHT: [] EYE COLOR: []
 CURRENT ADDRESS: []
 CITY/TOWN: [] STATE: [] ZIP: []
 FORMER ADDRESS: []
 CITY/TOWN: [] STATE: [] ZIP: []

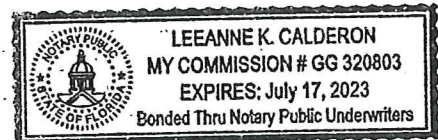
PRINT AND SIGN

PRINTED NAME: Lindsay Louise Koren APPLICANT/EMPLOYEE SIGNATURE: *Lindsay L Koren*

NOTARY INFORMATION

On this 6/21/21 before me, the undersigned notary public, personally appeared Lindsay Koren (name of document signer), proved to me through satisfactory evidence of identification, which were personally known to be the person whose name is signed on the preceding or attached document, and acknowledged to me that (he) (she) signed it voluntarily for its stated purpose.

Leeanne K Calderon
 NOTARY



DIVISION USE ONLY

REQUESTED BY: [] SIGNATURE OF CORI-AUTHORIZED EMPLOYEE []

The DCI Identify Theft Index PIN Number is to be completed by those applicants that have been issued an Identify Theft PIN Number by the DCI. Certified agencies are required to provide all applicants the opportunity to include this information to ensure the accuracy of the CORI request process. ALL CORI request forms that include this field are required to be submitted to the DCI via mail or by fax to (617) 650-4514.

CORPORATE VOTE

The Board of Directors or LLC Managers of
Entity Name

duly voted to apply to the Licensing Authority of
City/Town and the

Commonwealth of Massachusetts Alcoholic Beverages Control Commission on
Date of Meeting

For the following transactions (Check all that apply):

- Change of Officers/Directors/LLC Manager
- Change of Ownership Interest (LLC Members, LLP Partners, Trustees)
- Issuance/Transfer of Stock/New Stockholder
- Management/Operating Agreement
- Other

"VOTED: To authorize
Name of Person

to sign the application submitted and to execute on the Entity's behalf, any necessary papers and do all things required to have the application granted."

A true copy attest,

Corporate Officer /LLC Manager Signature

(Print Name)

For Corporations ONLY

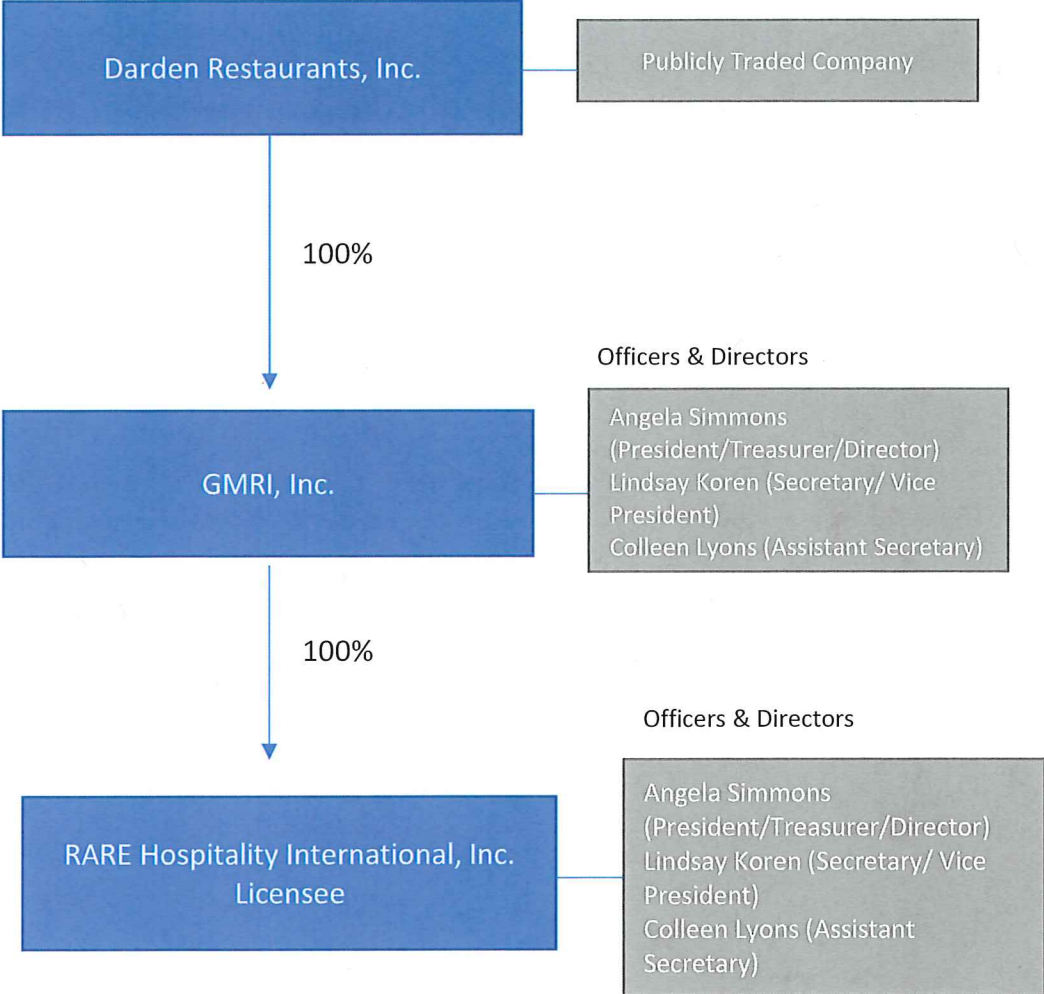
A true copy attest,



Corporation Clerk's Signature

Colleen Lyons
(Print Name)

**RARE Hospitality International, Inc. d/b/a/Longhorn Steakhouse
Ownership Chart**



Corporations Division

Business Entity Summary

ID Number: 000608167

[Request certificate](#)[New search](#)

Summary for: RARE HOSPITALITY INTERNATIONAL, INC.

The exact name of the Foreign Corporation: RARE HOSPITALITY INTERNATIONAL, INC.	
Entity type: Foreign Corporation	
Identification Number: 000608167	Old ID Number: 000000000
Date of Registration in Massachusetts: 03-02-1998	
Last date certain:	
Organized under the laws of: State: GA Country: USA on: 12-29-1982	
Current Fiscal Month/Day: 05/31	Previous Fiscal Month/Day: 05/31
The location of the Principal Office:	
Address: 1000 DARDEN CENTER DRIVE	
City or town, State, Zip code, ORLANDO, FL 32837 USA	
Country:	
The location of the Massachusetts office, if any:	
Address:	
City or town, State, Zip code,	
Country:	
The name and address of the Registered Agent:	
Name: CORPORATE CREATIONS NETWORK INC.	
Address: 225 Cedar Hill Street #200	
City or town, State, Zip code, MARLBOROUGH, MA 01752 USA	
Country:	
The Officers and Directors of the Corporation:	

Title	Individual Name	Address
PRESIDENT	ANGELA M. SIMMMONS	1000 DARDEN CENTER DRIVE ORLANDO, FL 32837 USA
TREASURER	ANGELA M. SIMMMONS	1000 DARDEN CENTER DRIVE ORLANDO, FL 32837 USA
SECRETARY	LINDSAY L. KOREN	1000 DARDEN CENTER DRIVE ORLANDO, FL 32837 USA
ASSISTANT SECRETARY	COLLEEN H LYONS	1000 DARDEN CENTER DRIVE ORLANDO, FL 32837 USA
VICE PRESIDENT	LINDSAY L. KOREN	1000 DARDEN CENTER DRIVE ORLANDO, FL 32837 USA
DIRECTOR	ANGELA M. SIMMMONS	1000 DARDEN CENTER DRIVE ORLANDO, FL 32837 USA

Business entity stock is publicly traded:

The total number of shares and the par value, if any, of each class of stock which this business entity is authorized to issue:

Class of Stock	Par value per share	Total Authorized		Total issued and outstanding
		No. of shares	Total par value	No. of shares
CNP	\$ 0.00	100	\$ 0.00	100

Consent
 Confidential Data
 Merger Allowed
 Manufacturing

View filings for this business entity:

ALL FILINGS
 Amended Foreign Corporations Certificate
 Annual Report
 Annual Report - Professional
 Application for Reinstatement

[View filings](#)

Comments or notes associated with this business entity:

[New search](#)

Corporations Division

Business Entity Summary

ID Number: 591219168

[Request certificate](#)

[New search](#)

Summary for: GMRI, INC.

The exact name of the Foreign Corporation: GMRI, INC.		
The name was changed from: GENERAL MILLS RESTAURANTS, INC on 04-07-1995		
The name was changed from: GENERAL MILLS RESTAURANT GROUP on 06-15-1987		
Entity type: Foreign Corporation		
Identification Number: 591219168		Old ID Number:
Date of Registration in Massachusetts: 04-06-1976		
Last date certain:		
Organized under the laws of: State: FL Country: USA on: 03-27-1968		
Current Fiscal Month/Day: 05/31		Previous Fiscal Month/Day: 05/31
The location of the Principal Office:		
Address: 1000 DARDEN CENTER DRIVE		
City or town, State, Zip code, ORLANDO, FL 32837 USA		
Country:		
The location of the Massachusetts office, if any:		
Address:		
City or town, State, Zip code,		
Country:		
The name and address of the Registered Agent:		
Name: CORPORATE CREATIONS NETWORK INC.		
Address: 225 Cedar Hill Street #200		
City or town, State, Zip code, MARLBOROUGH, MA 01752 USA		
Country:		
The Officers and Directors of the Corporation:		
Title	Individual Name	Address
PRESIDENT	ANGELA M. SIMMONS	1000 DARDEN CENTER DRIVE ORLANDO, FL 32837 USA
TREASURER	ANGELA M. SIMMONS	1000 DARDEN CENTER DRIVE ORLANDO, FL 32837 USA
SECRETARY	LINDSAY L. KOREN	1000 DARDEN CENTER DRIVE ORLANDO, FL 32837 USA
ASSISTANT SECRETARY	COLLEEN H LYONS	1000 DARDEN CENTER DRIVE ORLANDO, FL 32837 USA
VICE PRESIDENT	LINDSAY L. KOREN	1000 DARDEN CENTER DRIVE ORLANDO, FL 32837 USA

DIRECTOR	ANGELA M. SIMMONS	1000 DARDEN CENTER DRIVE ORLANDO, FL 32837 USA
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Business entity stock is publicly traded:

The total number of shares and the par value, if any, of each class of stock which this business entity is authorized to issue:

Class of Stock	Par value per share	Total Authorized		Total issued and outstanding
		No. of shares	Total par value	No. of shares
CWP	\$ 1.00	50,000	\$ 50000.00	23,970

Consent
 Confidential Data
 Merger Allowed
 Manufacturing

View filings for this business entity:

ALL FILINGS
 Amended Foreign Corporations Certificate
 Annual Report
 Annual Report - Professional
 Application for Reinstatement

[View filings](#)

Comments or notes associated with this business entity:

[New search](#)

UNITED STATES
SECURITIES AND EXCHANGE COMMISSION
Washington, DC 20549

FORM 10-K

(Mark One)

ANNUAL REPORT PURSUANT TO SECTION 13 OR 15(d) OF THE SECURITIES EXCHANGE ACT OF 1934

For the fiscal year ended May 31, 2020
OR

TRANSITION REPORT PURSUANT TO SECTION 13 OR 15(d) OF THE SECURITIES EXCHANGE ACT OF 1934

For the transition period from ___ to ___

Commission File Number: 1-13666

DARDEN RESTAURANTS, INC.

(Exact name of Registrant as specified in its charter)

Florida

(State or other jurisdiction of
incorporation or organization)

59-3305930

(IRS Employer Identification No.)

1000 Darden Center Drive, Orlando, Florida

(Address of principal executive offices)

32837

(Zip Code)

Registrant's telephone number, including area code: (407) 245-4000

Securities registered pursuant to Section 12(b) of the Act:

<u>Title of each class</u>	<u>Trading Symbol</u>	<u>Name of each exchange on which registered</u>
Common Stock, without par value	DRI	New York Stock Exchange

Securities registered pursuant to Section 12(g) of the Act: None

Indicate by check mark if the Registrant is a well-known seasoned issuer, as defined in Rule 405 of the Securities Act. Yes No

Indicate by check mark if Registrant is not required to file reports pursuant to Section 13 or 15(d) of the Act. Yes No

Indicate by check mark if the Registrant (1) has filed all reports required to be filed by Section 13 or 15(d) of the Securities Exchange Act of 1934 during the preceding 12 months (or for such shorter period that the Registrant was required to file such reports), and (2) has been subject to such filing requirements for the past 90 days. Yes No

Indicate by check mark whether the Registrant has submitted electronically and posted on its corporate Web site, if any, every Interactive Data File required to be submitted and posted pursuant to Rule 405 of Regulation S-T during the preceding 12 months (or for such shorter period that the Registrant was required to submit and post such files). Yes No

Indicate by check mark whether the Registrant is a large accelerated filer, an accelerated filer, a non-accelerated filer, or a smaller reporting company. See definition of "large accelerated filer," "accelerated filer" and "smaller reporting company" in Rule 12b-2 of the Exchange Act. (Check one):

Large accelerated filer

Non-accelerated filer

(Do not check if a smaller reporting company)

Accelerated filer

Smaller reporting company

Emerging growth company

If an emerging growth company, indicate by check mark if the registrant has elected not to use the extended transition period for complying with any new or revised financial accounting standards provided pursuant to Section 13(a) of the Exchange Act.

Indicate by check mark whether the registrant has filed a report on and attestation to its management's assessment of the effectiveness of its internal control over financial reporting under Section 404(b) of the Sarbanes-Oxley Act (15 U.S.C. 7262(b)) by the registered public accounting firm that prepared or issued its audit report.

Indicate by check mark whether the Registrant is a shell company (as defined in Rule 12b-2 of the Act). Yes No

The aggregate market value of Common Stock held by non-affiliates of the Registrant based on the closing price of \$114.67 per share as reported on the New York Stock Exchange on November 22, 2019, was approximately: \$13,915,679,000.

Number of shares of Common Stock outstanding as of May 31, 2020: 129,893,801.

DOCUMENTS INCORPORATED BY REFERENCE

Portions of the Registrant's Proxy Statement for its Annual Meeting of Shareholders on September 23, 2020, to be filed with the Securities and Exchange Commission no later than 120 days after May 31, 2020, are incorporated by reference into Part III of this Report.

DARDEN RESTAURANTS, INC.
FORM 10-K
FISCAL YEAR ENDED MAY 31, 2020

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Cautionary Statement Regarding Forward-Looking Statements

Statements set forth in or incorporated into this report regarding the expected increase in the number of our restaurants and capital expenditures in fiscal 2021, and all other statements that are not historical facts, including without limitation statements with respect to the financial condition, results of operations, plans, objectives, future performance and business of Darden Restaurants, Inc. and its subsidiaries that are preceded by, followed by or that include words such as “may,” “will,” “expect,” “intend,” “anticipate,” “continue,” “estimate,” “project,” “believe,” “plan,” “outlook” or similar expressions, are forward-looking statements within the meaning of the Private Securities Litigation Reform Act of 1995 and are included, along with this statement, for purposes of complying with the safe harbor provisions of that Act. Any forward-looking statements speak only as of the date on which such statements are made, and we undertake no obligation to update such statements for any reason to reflect events or circumstances arising after such date. By their nature, forward-looking statements involve risks and uncertainties that could cause actual results to differ materially from those set forth in or implied by such forward-looking statements. In addition to the risks and uncertainties of ordinary business obligations, and those described in information incorporated into this report, the forward-looking statements contained in this report are subject to the risks and uncertainties described in Item 1A below under the heading “Risk Factors.”

LIST OF EXHIBITS

Change of Officer Application – Rare Hospitality International, Inc.

- Exhibit A LICENSES IN WHICH APPLICANT HAS AN INTEREST
- Exhibit B - LICENSES IN WHICH THE APPLICANT PREVIOUSLY HAD AN INTEREST
- Exhibit C - SUSPENSIONS, REVOCATIONS OR CANCELLATIONS

EXHIBIT A

LICENSES IN WHICH THE APPLICANT HAS OR HAD AN INTEREST

The ultimate 100% owner of the Licensee, Darden Restaurants, Inc., a publicly traded company, is a large, multi-national company with over 1500 restaurants across the United States, under several concept names, including Longhorn Steakhouse, Capital Grille, Capital Burger, Bahama Breeze, Season's 52, Olive Garden, Eddie V's, and Yard House. The company also divested itself of over 500 Red Lobster restaurants through sale, and has closed or sold other restaurants in multiple states, including Massachusetts.

Attached please find a list of Massachusetts restaurants ultimately owned by Darden. A complete list of licenses is not available.

List of MA Restaurants

<u>Restaurant</u>	<u>Address</u>	<u>City</u>	<u>State</u>	<u>Zip Code</u>
Olive Garden #1419	80 North Dartmouth Mall	North Dartmouth	MA	027474314
Olive Garden #1436	1240 Newport Ave.	South Attleboro	MA	027038004
Olive Garden #1511	1 Worcester Rd	Framingham	MA	01701
Olive Garden #1523	1095 Iyanough Rd	Hyannis	MA	026011830
Olive Garden #1626	728 Donald Lynch Blvd	Marlborough	MA	01752
Olive Garden #1639	422 Middlesex Road	Tyngsborough	MA	018791021
Olive Garden #1659	401 Technology Center Drive	Stoughton	MA	020724720
Olive Garden #1674	11 B Allstate Rd	Dorchester	MA	021251606
Olive Garden #1686	3 Orchard Hill Park Drive	Leominster	MA	014537019
Olive Garden #1730	102 Colony Place Rd	Plymouth	MA	02360
Olive Garden #1804	919 Riverdale Street	West Springfield	MA	01089
Olive Garden #1808	392 Patriot Place South TS Building	Foxborough	MA	02035
Olive Garden #1825	90 Pleasant Valley Ave	Methuen	MA	01844
Olive Garden #1868	7 Tobias Boland Way	Worcester	MA	01607
Olive Garden #1874	153 Andover St	Danvers	MA	01923
Bahama Breeze #3048	413 Middlesex Road	Tyngsborough	MA	01879
Seasons 52 #4530	6 Wayside Road	Burlington	MA	01803
Seasons 52 #4538	220 Boylston St. Chestnut Hills Mall	Newton	MA	02467
Yard House #8326	200 Legacy Place	Dedham	MA	02026
Yard House #8336	126 Brookline Avenue	Boston	MA	02215
Yard House #8348	340 Market Street	Lynnfield	MA	01940
Yard House #8381	108 Middlesex Turnpike	Burlington	MA	01803
LongHorn Steakhouse #5140	250 Franklin Village Drive	Franklin	MA	02038
LongHorn Steakhouse #5145	227 N Main St	Leominster	MA	014532219
LongHorn Steakhouse #5156	191 Boston Post Road W	Marlborough	MA	017521840
LongHorn Steakhouse #5158	1250 S Washington St Fashion Crossing Mall	North Attleboro	MA	02760
LongHorn Steakhouse #5181	59 Plaistow Rd	Haverhill	MA	01830
LongHorn Steakhouse #5196	1105 Riverdale St	West Springfield	MA	010894615
LongHorn Steakhouse #5226	70 Worcester Providence Drive Suite 635	Millbury	MA	01527
LongHorn Steakhouse #5233	800 Route 44	Raynham	MA	02767
LongHorn Steakhouse #5284	1910 Andover St	Tewksbury	MA	01876
LongHorn Steakhouse #5296	390 West St	Mansfield	MA	02048
LongHorn Steakhouse #5310	125 Church Street	Pembroke	MA	02359
LongHorn Steakhouse #5323	2421 Cranberry Highway	Wareham	MA	02571
LongHorn Steakhouse #5325	39 Walker'S Brook Drive	Reading	MA	01867
LongHorn Steakhouse #5518	80 Highland Avenue	Seekonk	MA	02771
LongHorn Steakhouse #5595	1325 Broadway	Saugus	MA	01906
Capital Burger #3202	159 Newbury Street	Boston	MA	02116
Capital Grille #8004	250 Boylston Street	Chestnut Hill	MA	024672001
Capital Grille #8028	10 Wayside Road	Burlington	MA	01803
Capital Grille #8047	900 Boylston St.	Boston	MA	02115
Eddie V's #8523	800 Boylston Street Suite 185	Boston	MA	01299
Eddie V's #8524	50 South Avenue	Burlington	MA	01803

EXHIBIT B

LICENSES IN WHICH THE APPLICANT HAS OR HAD AN INTEREST

The ultimate 100% owner of the Licensee, Darden Restaurants, Inc., a publicly traded company, is a large, multi-national company with over 1500 restaurants across the United States, under several concept names, including Longhorn Steakhouse, Capital Grille, Bahama Breeze, Season's 52, Olive Garden, Eddie V's, and Yard House. The company also recently divested itself of over 500 Red Lobster restaurants through sale, and has closed or sold other restaurants in multiple states.

A complete list of previously-held licenses is not available.

EXHIBIT C

SUSPENSIONS, REVOCATIONS, OR CANCELLATIONS

Darden Restaurants, Inc., a publicly traded company, owns over 1,500 affiliated restaurant locations across the United States under several different concepts, several of which operate in Massachusetts (Olive Garden, LongHorn Steakhouse, Capital Grill, Capital Burger, Yard House, Seasons 52). A list of suspensions for licenses held across the country by Darden Restaurants, Inc. and its affiliates is attached.

GMRI, INC.
RECORD OF LICENSE SUSPENSIONS
[updated 1/30/19]

GMRI, Inc. and its affiliates own and operate over 1,600 restaurants in 50 states.

GMRI, Inc. d/b/a The Olive Garden Italian Restaurant

<u>Rest. #</u>	<u>City, State</u>	<u>Occurrence</u>
#1096	Downers Grove, IL	License suspended for 1 day (6/26/89) for sale to minor.
#1156	West Dundee, IL	Suspended for 1 day (8/27/90) for sale to minor.
#1200	Maplewood, MN	2 day suspension (9/2-3/92) - failure to register the new general manager (also the local license holder)
#1096	Downers Grove, IL	License suspended for 1 day (7/13/95) for sale to minor.
#1411	Boulder, CO	License suspended for 1 day (1/28/96) for sale to minor.
#1289	Johnson City, TN	City beer permit suspended for 6 days (3/8 – 3/13/99) for sale to minor.
#1056	Independence, MO	License suspended for 1 day (8/4/99) for sale to minor.
#1388	Orange, CT	License suspended for 3 days (6/5, 6 & 7/00) for sale to minor.
#1306	Salt Lake City, UT	License suspended for 5 days 1/28 - 2/1/01 for sale to minor.
#1411	Boulder, CO	License suspended for 4 days 2/1-2/4/02 for sale to minor.
#1444	Concord, NH	License suspended for 3 days beginning 10/21/02 for sale to minor.
#1399	Salt Lake City, UT	License suspended for 5 days beginning 11/25/02 for improper dispensing.
#1104	Chattanooga, TN	City beer permit suspended for sale to minor (1/16-1/20/03).
#1249	Chino, CA	License suspended for 25 days beginning 5/13/04 for sale to minor.
#1536	Gurnee, IL	License suspended for 1 day (7/26/04) for sale to minor.
#1289	Johnson City, TN	City beer permit suspended for 5 days (11/2/04 – 11/7/04) for sale to minor.
#1593	Thornton, CO	License suspended for 1 day (3/22/05) for sale to minor.
#1511	Framingham, MA	License suspended 9/28/05 for non-sale to minor violations.
#1154	Arlington Heights, IL	License suspended for one day 1/3/06 for sale to minor.
#1729	Rome, GA	City license suspended for four days 12/5/07 – 12/8/07 for sale to minor.
#1729	Rome, GA	City license suspended for six days 8/5/08 – 8/10/08 for sale to minor violation.
#1609	Santa Fe, NM	License suspended for 1 day (07/02/10) for sale to minor.
#1121	Albuquerque, NM	License suspended for 1 day (09/12/10) for sale to minor.
#1847	Farmington, NM	License suspended for 1 day (11/12/10) for sale to minor.
#1534	Maple Grove, MN	License suspended for 2 days (08/01/2011-08/02/2011) for sale to minor.
#1881	Gainesville, GA	License suspended for 3 days (10/31/2011-11/02/2011) for sale to minor.
#1686	Leominster, MA	License suspended for 1 day (12/21/2011) for sale to minor.
#1411	Boulder, CO	License suspended for 2 days (06/03/2012-06/04/2012) for sale to minor.
#1727	Denver, CO	License suspended for 25 days; actively served 8 days (2/24/2013-3/3/2013) 17 days in abeyance for 1 year; sale to minor (3); Failure to provide documents.

#1644	Taunton, MA	License suspended for 1 day (09/25/2013) for sale to minor.
#1436	Attleboro, MA	License suspended for 1 day (11/18/2013) for sale to minor.
#1815	South Jordan, UT	License suspended for 10 days (10) for sale to minor (11/24/14 - 12/4/14).
#1206	Layton, UT	License suspended for 10 days (10) for sale to minor (7/29/15 - 8/8/15).
#1801	West Valley, UT	License suspended for 10 days (10) for sale to minor (8/10/15 - 8/20/15).
#1840	Las Cruces, NM	License suspended for one (1) day for sale to minor (3/25/16).
#1794	Spring Hill, TN	Beer license suspended for 18 days for sale to minor (5/11/16-5/28/16).
#1523	Hyannis, MA	License suspended for (1) day for sale to minor (2/6/16)
#1794	Spring Hill, TN	License suspended for seven (7) days for sale to minor (12/7/16 - 12/16/16).
#1893	Cleveland, TN	License suspended for four (4) days for sale to minor (12/11/16 - 12/14/16).
#1721	Memphis, TN	License suspended for five (5) days for sale to minor (12/11/16 - 12/15/16).
#1794	Spring Hill, TN	License suspended for forty (40) days for sale to minor (01/02/17 - 02/10/17).
#1847	Farmington, NM	License suspended for one (1) day (2/22/17) for sale to minor.
#1206	Layton, UT	License suspended for eighteen (18) days for sale to minor (4/24/17 - 5/12/17).
#1523	Hyannis, MA	License suspended for two (2) days for sale to minor (1/23/18 - 1/24/18)
#1593	Thornton, CO	License suspended for 1 day (10/31/18) for sale to minor.
#1534	Maple Grove, MN	License suspended for 2 days (1/15/19-1/16/19) for sale to minor.

GMRI, Inc. d/b/a Seasons 52

<u>Rest. #</u>	<u>City, State</u>	<u>Occurrence</u>
#4530	Burlington, MA	License suspended for 1 day (11/3/14) for sale to minor.
#4544	Lone Tree, CO	License suspended for 1 day (1/1/15) & 2 days in abeyance for 1 year for sale to minor.

GMRI, Inc. d/b/a Red Lobster

<u>Rest. #</u>	<u>City, State</u>	<u>Occurrence</u>
#612	Gainesville, GA	License suspended for 4 days for a sale to minor (11/2, 3, 4, & 5/97).
#285	Chattanooga, TN	Suspension of city beer license for 30 days beginning 12/26/00 for sale to minor.
#60	Independence, MO	License suspended for 1 day 3/26/01 for sale to a minor.
#273	Rome, GA	License suspended for 4 days 11/07 -11/10/01 for sale to minor.
#285	Chattanooga, TN	City beer permit suspended for 30 days beginning 6/24/02 for sale to minor.
#36	Athens, GA	Suspended for 10 days beginning 11/5/02 for sale to minor.
#235	Alexandria, VA	License suspended for 5 days (3/26 - 3/30/03) for sale to minor.
#641	Grand Forks, ND	License suspended for 1 day (6/9/03) for sale to minor.
#6215	Lone Tree, CO	License suspended for 3 days (1/23-25, 2006) for sale to minor.
#0328	Northglenn, CO	License suspended for 3 days (4/28, 29 & 30, 2006) for sale to minor.
#6215	Lone Tree, CO	License suspended for 6 days (8/27-9/1, 2006) for sale to minor.

#0157	Golden Valley, MN	License suspended for 1 day (11/20/06) for sale to minor.
#6244	Orem, UT	License suspended for 6 days (1/8/07-1/13/07) for allowing guest to leave premises with an alcoholic beverage.
#0433	Kennesaw, GA	License suspended for 14 days (3/14/07-3/28/07) for sale to minor.
#0211	Richmond, VA	License suspended for 3 days (9/28/08 – 10/1/08) for sale to minor.
#6215	Lone Tree, CO	License suspended for 1 day (11/28/08) for sale to minor.
#6251	Maple Grove, MN	License suspended for 2 days (1/26 - 1/27/09) for sale to minor.
#0224	Blaine, MN	License suspended for 2 days (1/26-27/09) for sale to minor.
#0392	Smyrna, GA	License suspended for 1 day (11/23/09) for sale to minor.
#0749	Clovis, NM	License suspended for 1 day (5/20/11) for sale to minor.
#0600	Farmington, NM	License suspended for 1 day (7/4/14) for sale to minor.

GMRI, Inc. d/b/a Smokey Bones Barbeque and Grill

<u>Rest. #</u>	<u>City, State</u>	<u>Occurrence</u>
#7544	Gainesville, GA	License suspended for 7 days (4/15/04) for sale to minor.

Town of Franklin

355 East Central Street
Franklin, Massachusetts 02038-1352



Phone: (508) 520-4949
www.franklinma.gov

OFFICE OF THE TOWN ADMINISTRATOR

Memorandum

January 28, 2022

To: Town Council
From: Jamie Hellen, Town Administrator
Alecia Alleyne, Assistant to the Town Administrator
Re: Resolution 22-07: Joint Budget Subcommittee

The Town Finance Committee recently gave support to developing a committee charge for the Joint Budget Subcommittee. In the past, this framework was generally what the subcommittee worked under, but there was no formal document to support the committee or its purpose.

If you have any questions, please feel free to let us know.



TOWN OF FRANKLIN RESOLUTION 22-07

Creation of the Joint Budget Subcommittee

WHEREAS, it has been determined to be in the Town’s interest to establish a Joint Budget Subcommittee (hereinafter “Subcommittee”) whose purpose will be to promote communication and collaboration during the Town’s annual operating budget process.

NOW THEREFORE, BE IT RESOLVED THAT:

1. Joint Budget Subcommittee (hereinafter “Subcommittee”) is hereby established.
2. The Subcommittee’s responsibilities shall include:
 - promoting collaboration among the three most relevant finance related committees who are involved in the to the Town’s annual operating budget process: Town Council, School Committee and Finance Committee;
 - promoting broader communication and public engagement on the Town’s annual operating budget;
 - keeping their respective board or committee members informed of the Subcommittee’s work and providing updates;
 - meeting at least once a year during the annual budget process to achieve the responsibilities of the Subcommittee;
 - meeting as often as necessary to achieve Subcommittee goals;
 - maintaining institutional knowledge of short and long range budget forecasts;
 - assisting the Town Administrator and Superintendent of Schools to develop strategies for meeting projected budget shortfalls; and
 - serving as an ombudsman to the town’s annual operating budget process
3. Membership of the Subcommittee shall consist of:
 - 4 members of the Town Council, who shall be the four members appointed to the Town Council Budget Subcommittee;
 - 3 Members of the School Committee, who shall be the three members appointed to the School Committee Budget Subcommittee; and
 - 4 Members of the Finance Committee, who shall be the four members appointed to the Finance Committee Operating Budget Subcommittee.
4. Membership shall be based on the procedures outlined by each individual Board that comprises the Subcommittee; and
5. Subcommittee shall be advisory only and will not supersede any legal obligation under Massachusetts General Law or within the Franklin Town Charter or Town Code.

This resolution shall become effective according to the provisions of the Town of Franklin Home Rule Charter.

DATED: _____, 2022

VOTED: _____

UNANIMOUS: _____

A TRUE RECORD ATTEST:

YES: _____ **NO:** _____

ABSTAIN: _____ **ABSENT:** _____

RECUSED: _____

Nancy Danello, CMC
Town Clerk

Glenn Jones, Clerk
Franklin Town Council

Town of Franklin

355 East Central Street
Franklin, Massachusetts 02038-1352



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OFFICE OF THE TOWN ADMINISTRATOR

Memorandum

January 28, 2022

To: Town Council
From: Jamie Hellen, Town Administrator
Alecia Alleyne, Assistant to the Town Administrator

Re: Resolution 22-08: Adoption of Council Procedures

The Town Council Rules of Procedure Review Committee met twice this year to review and update the Procedures Manual of the Franklin Town Council document, which was last revised on May 9, 2018.

We have included the draft track-changes version of the document.

If you have any questions, please feel free to let us know.



**TOWN OF FRANKLIN
RESOLUTION 22-08**

**Adoption of Revisions to the Procedures Manual of the
Franklin Town Council**

WHEREAS, By Resolution 21-67, the Town Council of the Town of Franklin adopted the Procedures Manual of the Franklin Town Council (hereinafter "Procedures Manual"), and

WHEREAS, The Town Council established a subcommittee to review the Procedures Manual and to recommend revisions and it has done so, which revisions are incorporated in the revised Procedures Manual dated February 2, 2022, attached hereto as "Exhibit 1".

NOW THEREFORE, BE IT RESOLVED THAT the revised Procedures Manual of Franklin Town Council, dated February 2, 2022, attached hereto as "Exhibit 1", is hereby duly adopted and shall be effective until further revised or revoked by resolution of the Town Council.

This resolution shall become effective according to the provisions of the Town of Franklin Home Rule Charter.

DATED: _____, 2022

VOTED: _____

UNANIMOUS: _____

A TRUE RECORD ATTEST:

YES: _____ **NO:** _____

ABSTAIN: _____ **ABSENT:** _____

RECUSED: _____

**Nancy Danello, CMC
Town Clerk**

**Glenn Jones, Clerk
Franklin Town Council**



PROCEDURES MANUAL
OF THE
FRANKLIN TOWN COUNCIL

DRAFT

INTRODUCTION

“Where there is no law, but every man does what is right
in his own eyes, there is the least of liberty.”
--- General Henry M. Robert

In order for the Franklin Town Council to function in an orderly fashion, it must be able to meet, discuss, deliberate, debate and vote on the issues that are brought before it. These group discussions and group actions, like group games, require rules, guidelines and procedures that allow for the free and orderly flow of discussion and deliberation. The Procedures Manual of the Franklin Town Council was developed to provide such direction to the Council in its deliberations.

The Procedures Manual of the Franklin Town Council has important bearing on the rights, duties, and obligation of the members of the Town Council, as well as on the degree to which the Council membership is to maintain control of the business of the Council. The members of the Council, attending one if is regular or properly called meetings, have full and sole power to act for the entire Council, and do so by majority vote, unless dictated otherwise by *Massachusetts General Law*, *the Franklin Town Charter*, or *The Procedures Manual of the Franklin Town Council*.

By adoption of *The Procedures Manual of the Franklin Town Council* by the Franklin Town Council, the rules within it, together with *Massachusetts General Law* and the *Franklin Town Charter*, are binding upon the Council and constitute the Franklin Town Council's rules of order.

Because no deliberative assembly should attempt to transact business without having adopted some standard manual on the subject of its authority in all cases not covered by its ow special rules, The Franklin Town Council adopts *Robert's Rules of Order, Revised* as its standard manual of parliamentary procedure.

ROLE OF THE FRANKLIN TOWN COUNCIL

1. A member of the Council, in relation to his or her community should:

- a. Realize that his or her basic function is to make policy, with administration delegated to the Town Administrator.
- b. Realize that he or she is one of a team and should abide by, and carry out, all Council decisions once they are made.
- c. Be well informed concerning the duties of a Council member on both local and state levels.
- d. Remember that he or she represents the entire community at all times.
- e. Accept the office as a means of unselfish service, not benefit personally or politically from his or her Council activities.
- f. In all appointments, avoid political patronage by judging all candidates on merit, experience, and qualifications only.
- g. Abide by the ethics established by the State and not use the position to obtain inside information on matters, which may benefit someone personally.

2. A member of the Council, in his or her relations with the Administrator should:

- a. Endeavor to establish sound, clearly defined policies that will direct and support the administration for the benefit of the people of the community.
- b. Recognize and support the administrative chain of command and refuse to act on complaints as an individual outside the administration.
- c. Give the Administrator full responsibility for discharging his or her disposition and solution.

3. A member of the Council, in his or her relations with fellow Council members, should:

- a. Recognize that action at official legal meetings is binding and that he or she alone cannot bind the Council outside of such meetings.
- b. Not make any statements or promises of how he or she will vote on matters that will not come before the Council until he or she had an opportunity to hear the pros and cons of the issue during a Council meeting.
- c. Uphold the intent of executive session and respect the privileged communication that exists in executive session.

4. A member of the Council, in his or her public relations with members of the public, community stakeholders, town boards and committees, elected officials and fellow Councilors should:

- a. lead by example in promoting civility and respect for all residents and businesses within the Town of Franklin when utilizing any means of contact with the general public, including but not limited to in-person constituent services, social media channels, as well as while conducting official town business as outlined in the Franklin Home Rule Charter and Procedures Manual of the Franklin Town Council;
- b. recognize that our community is proud to stand as a welcoming and accepting community to all and will act in appropriate ways to implement that standard across our community;
- c. Encourage all residents and visitors to celebrate and practice civility, and to respect the diversity of each other's backgrounds and to learn from one another.;
- d. Value all members of this community, including all religions and faiths, ancestries, ethnicities, socioeconomic status, disability, sexual orientation, or gender identity;
- ~~d.~~e. Reject not only discrimination, harassment, bullying or any hate-based acts, but also to reject prejudice and bigotry in all forms, and take this opportunity to reinforce our commitment to a diverse, supportive, and inclusive community.

PROCEDURES MANUAL OF THE FRANKLIN TOWN COUNCIL

1. PARLIAMENTARY PROCEDURE

The Council shall be governed by Robert's Rules of Order Revised in all questions of parliamentary practice not provided for, either within this document or by special rules or orders.

2. COUNCIL MEETINGS

Regular meetings of the Council shall be held in the Council Chamber (Municipal Building) at least once each month, as voted by the Council, or as scheduled by the Council's Chair; regular meetings shall commence at 7:00 PM; [See also Charter: 2-5-1]. Special meetings shall commence at the time designated by Chair.

3. QUORUM

A quorum of the Town Council shall consist of a majority of its members [Charter: 2-5-2]. If at any time a meeting is called to order, or, if during a meeting it appears to Chair or another member that less than a quorum present, the Chair shall declare a recess of not more than ~~twenty~~ (20) minutes, after which time, if a quorum is not present, the meeting shall be adjourned.

4. PUBLIC POSTINGS

Public notices of all Council meetings, except in emergencies, must be filed with and posted by the Town Clerk a minimum of 48 hours before any meeting, as provided in the Open Meeting Law G.L. Ch. 30A, §§18-25 and the Attorney-General's Regulations. Notices shall also be posted on Town's website.

5. MINUTES

A written record of each council meeting is required by law and becomes part of the public record. Minutes must contain the information required by the Open Meeting Law and Attorney-General Regulations, including a record of all votes of the Council. Minutes must be formally accepted by the Council. Minutes of all Council meetings must be placed on file in the office of the Town Clerk where they will be available for public inspection upon request; minutes shall also be posted on Town's website.

6. THE CHAIR -- POWERS AND DUTIES

The Chair, or Vice Chair in the absence of the Chair, shall take the Chair at the hour appointed for the Council to meet and shall immediately call the members to order. In the absence of the Chair, the Vice Chair shall assume the role of Chair pro tem. In the event both the Chair and Vice Chair are absent, the Council Members present shall vote to designate one of their members to act as Chair.

7. PRESERVATION OF DECORUM AND ORDER AND APPEALS FROM DECISION OF THE CHAIR.

The Chair shall preserve decorum and order, may speak to points of order in preference to other members, and shall decide all questions of order.

8. THROUGH CHAIR

All remarks and questions shall be addressed to the Council as a whole through the Chair and not to any member thereof. No person shall enter into discussion either directly or through a member of the Council without permission of the Chair.

9. RECESS

The Chair may at any time, during debate or otherwise, declare a recess for not more than ten minutes, and such action shall not be subject to appeal, nor shall any motions apply thereto.

10. ADDRESSING THE CHAIR

Every member speaking to a question or making a motion shall address the Chair as "Mr./Madame Chair," who shall thereupon pronounce the name of the member entitled to the floor. Members addressing the Council shall confine themselves to the question under debate and avoid personalities; nor shall there be any conversation among the members while a question is being stated, while a member is speaking, or a paper is being read.

11. CHAIR MAY SPEAK

The Chair may participate fully in all Council deliberations; the Chair may speak in favor of, or in opposition to, any motion and will be bound by the same rules as those which are applied to other speakers; i.e., speaking once for no more than three minutes, and not to speak again until all others who wish to speak have spoken once.

12. CITIZENS COMMENTS

The Franklin Town Council encourages citizens to attend its meetings and welcomes their views on matters of local governance. Anyone may comment at this time for up to ~~three~~ **(3) five** minutes. The Council will not engage in dialogue with the audience. However, the Council will give your remarks appropriate consideration.

In the Chair's sound discretion, ~~c~~Citizens present who wish to speak on an agenda item may do so after all Councilors who wish to speak on the item have spoken. Those citizens who wish to speak shall be limited to one three-minute response. [SEE ALSO CHARTER: 2-5-3].

13. POINT OF ORDER

Any Councilor on being called to a point of order shall cease debate until the point of order is decided, unless allowed by the Chair to explain.

14. ELECTION OF OFFICERS

Council Officers shall be elected at the first council meeting following a regular town election, as provided in Town Charter Section 2.3.1 and at the first Council Meeting in November in a non-election year. A majority vote of all members elected to the Council (5) shall be required to elect a Chair, Vice Chair, and Clerk.

15. MANNER OF VOTING

All questions shall be stated and put by the Chair. In any matter requiring more than a simple majority vote for passage, either: a unanimous voice vote shall be required and the Chair shall so declare or a roll call vote shall be taken. In case of a roll call vote, the Chair shall declare the result, after the Clerk has announced the number voting on each side. The results of viva voce votes shall be declared by the Chair without reference to the Clerk. Where the result of a voice vote is in doubt, the Chair may, and on demand of any member, shall take a roll call vote. It shall not be in order for members to explain their votes during the call of the roll.

16. VOTE REQUIREMENTS

All votes on by-laws shall be by roll call [Charter: 2-6-5].

~~For other actions requiring a by-law [see Charter: 2-7-1].~~

All action taken by the Town Council requiring a vote will be by a simple majority (majority of Councilors present and voting) unless otherwise provided for in the Massachusetts General Laws, Home Rule Charter, By-laws, or by Rules set forth in the Procedures Manual of the Franklin Town Council.

Resolutions require a simple majority.

In case of a tie in votes on ~~any proposed~~ ed legislative, the proposed ed legislative shall be considered defeated~~lost~~.

Passage of a General Town By-law requires a majority vote of the full Council (5). Vote is by roll call [Charter: 2-6-4 and 2-6-5].

Passage of a zoning By-law generally requires two-thirds vote of the full Council (6), except as stated in statute (e.g. multi-family housing). Vote is by roll call [MGL Ch. 40A, Sec.5].

A properly protested* Zoning By-law requires a three-quarters vote (7) of the full Council. Vote is by roll call. [*Properly protested = written protest filed by owners of at least 20% of affected land area; or, of adjacent land 300 feet therefrom: [MGL Ch. 40A, Sec. 5].

An Emergency By-law requires a two-thirds vote of the full Council (6). Vote is by roll call [Charter: 2-6-3]. Two votes are needed: One on the emergency [2/3 vote of the full Council (6)], and one on the By-law [2/3 vote of the full Council (6)].

To take money from the Stabilization Fund for any municipal expenditure requires a two-thirds vote of the Council membership (6) [MGL Ch. 40, Sec. 5b].

Unpaid bills require 2/3 vote (Councilors present and voting) [MGL Ch. 44, Sec. 64].

Other business may be conducted if the Council has a quorum, and may be passed by a majority of the quorum [Charter: 2-5-2].

Any Rule, Regulation, or other local legislation which provides for the imposition of any fine or penalty shall be provided for by the adoption of a By-law.

The Chair may require that a vote be taken on any item before the Council if failure to do so would make the item illegal to adopt because of the expiration of a federal or state mandated time limit or similar circumstance.

17. READINGS

Every By-law, unless rejected, shall have two separate readings and shall be voted only after two separate readings; the second of said readings and votes will not be less than fourteen days after the first, except in cases in which a shorter period is authorized by law. Any order rescinding or amending a By-law shall require the same number of readings and of votes as was required for the passage of the original By-law.

In order to expedite the Council's deliberations when considering lengthy proposed By-laws, when the reading of said proposed By-laws has been waived, in order to inform the public of the subject matter, a brief summary of the substance of the proposed By-law will be provided by Town Administrator, a Council Member, or bylaw's sponsor.

18. RESUBMISSION

When any ~~measure~~ legislation for action has been finally rejected by the Council, no motion embodying substantially the same subject shall be presented to the Council within six months of its previous writing for resubmission, unless resubmission is approved by a two-thirds majority vote of the full Council or as otherwise provided by the Charter or Massachusetts General Law; this procedure may be employed once per measure per legislative session.

A zoning by-law which is voted down may not ~~only~~ be reconsidered within two years unless the Planning Board makes a recommendation to do so, [MGL Ch. 40A, Sec. 5].

19. SPONSOR ABSENCE

In the event that the sponsoring member of any order, resolution, or other matter is not present when the Clerk reads said matter, the Chair ~~shall~~ may instruct the Clerk to withdraw said matter from consideration at that meeting.

20. MOTIONS

The order of precedence of motions shall be as follows:

- a. Motion to recess
- b. Raise a question of privilege
- c. Lay on the table
- d. Suspend the rules (two-thirds vote)

- e. Previous question (two-thirds vote)
- f. Limit or extend limits of debate (two-thirds vote)
- g. Postpone to a certain time
- h. Commit or refer
- i. Amend
- j. Postpone indefinitely
- k. Main Motion

The highest in rank being at the head of the list and the lowest in rank at the last of the list. When any one of them is immediately pending, the motions before it on the said list are in order and shall be acted upon first, and those below are out of order.

The following motions shall be non-debatable:

- a. To adjourn
- b. To recess (when privileged)
- c. To raise a question of privilege
- d. To lay on the table
- e. To suspend the rules
- f. Previous question (two-thirds vote)
- g. To limit or to extend limits of debate (two-thirds vote)

The following motions only can be amended:

- a. To recess
- b. To postpone to a certain time
- c. To commit or refer
- d. To amend
- e. Main motion
- f. A motion to adjourn shall be in order at any time except upon immediate repetition.

21. WRITTEN PROPOSALS

All proposed By-laws, Orders, and Resolutions shall be in writing ~~and shall bear the name of the sponsor.~~ [Adopted 9-2-98]

22. PERSONAL PRIVILEGE

The right of a member to address the Council on a question of personal privilege shall be limited to cases in which his or her integrity, character, or motives are assailed, questioned, or impugned.

23. ORDER OF BUSINESS AND AGENDA

At every meeting of the Council the standard order of business shall be as follows:

- a. Announcements from the Chair
- b. Citizen Comments
- c. Approval of Minutes

- d. Proclamations
- e. Appointments
- f. Hearings
- g. License Transactions
- h. Presentations/Discussions
- ~~i.a. Subcommittee Reports~~
- ~~j.i. Legislation for Action~~
- i. Town Administrator's Report
- k. Subcommittee & Ad-Hoc Committee Reports
- l. Future Agenda Items
- m. Councilor Comments
- n. Executive Session
- o. Adjourn

The above order shall not be changed except by a vote of a majority of all the members of the Council; and upon the motion to change the order, no debate shall be allowed. Additions to this order may be made by the Chair and/or Town Administrator when setting the agenda (Example: Committee Reports).

The Chair may take Legislation for Action out of order if the legislation relates to a Hearing or License Transaction.

All items for the agenda, including any relevant communications and reports from the Town Administrator, other town officers and town boards, shall be submitted to the Town Administrator's office no later than 10:00 AM on Thursday preceding the regular Council meeting.

Copies of said reports and agenda shall be delivered to the Town Council members no later than Friday preceding the regular Council meeting.

The agenda will be prepared by the Town Administrator with input from and approval by the Council Chair, or, in ~~their~~his absence, the Vice Chair of the Council, and then prepared for presentation by the Town Administrator's office staff.

During "Future Agenda Items", the Council shall consider only those matters that relate to or concern potential legislation. If a "simple majority as required by charter" of the Councilors present during "Future Agenda Items" so determine, such matters will be included on a future agenda for consideration by the Council. Debate during "Future Agenda Items" shall be limited to whether the matter raised shall be included on an agenda in the future and each Councilor shall be limited to three minutes.

Only privileged motions (to adjourn; to recess; personal privilege; or orders of the day) shall be made during "Councilor Comments". Council members shall not discuss any matter not included on the meeting agenda, except that an individual Council member may make statements and comments on topics that are in the general community interest or announce community events and activities of community interest. A Council member may also request action or an answer from the Town Administrator on a matter brought to their attention by a resident of stakeholder in Franklin. The Council and Town Administrator shall not engage in any dialogue in order to prevent an infraction of the Open Meeting Law-

24. HEARINGS

~~All public hearings before the Council shall have a 7:00 PM posted hearing time. The Chair shall declare a public hearing "open" on, or after, the posted hearing time when the hearing is to begin. Hearings which are authorized by the order of the Council shall have precedence and shall be followed by public presentations.~~ In all hearings before the Council, the case of the petitioner shall be first submitted, except where the Chair of the Council rules otherwise.

Public hearing format (after petitioner's presentation):

- a. General questions from public
- b. Public speaking in favor
- c. Public speaking in opposition
- d. Questions from Town Councilors

When the Chair is satisfied that the matter has received a full hearing, the Chair ~~may shall call declare the hearing closed, in the absence of opposition thereto; otherwise, the Chair shall call~~ for a motion to close the public hearing and the Council shall act thereon. ~~Debates on the merits of the petition shall be reserved until and if there is a motion duly made and seconded at the appropriate time and date following the hearing.~~

This format shall not apply during public hearings to consider the annual budget, when normal Council budget format is followed, or to any adjudicatory proceeding to address a violation of an alcoholic beverage license or violation of any local bylaw or regulation or of any condition of any license, permit, or approval.

25. SUB-COMMITTEES OF COUNCIL

Sub-committees shall be authorized by majority vote of the Council. ~~Members of any sub-committee, including the Chair and Vice-Chair, shall be appointed by the Chair of the Council in consultation with the Town Administrator. Appointments to sub-committees of the Council are made by the Chair in consultation with Town Administrator.~~ Appointed individuals shall receive notification of their appointment from the Chair prior to the public announcement of the makeup of the committee. Notice and conduct of all sub-committee meetings must adhere to MGL C 30A, Sections 18-25 (Open Meeting Law).

26. AD HOC COMMITTEES

Ad Hoc Committees may be established, as needed, by majority vote of the Council. The members of any ad hoc committee shall be appointed by the Chair in consultation with the Town Administrator. The Council shall dissolve any ad hoc committee, by majority vote, when the Council determines that its mission or purpose has been completed.

27. COMMITTEE MEETINGS AND QUORUM

A committee shall meet on the call of the Committee Chair, or a majority of its members. A majority of the members of a committee shall constitute a quorum.

28. SUB-COMMITTEE & AD-HOC COMMITTEE REPORTS

The Chair or Vice-Chair of a sub-committee or ad-hoc committee may give reports on the activity of a committee to the full Council at a Town Council meeting as provided on an agenda.

~~The Chair of the Council, upon receipt of the Sub-committee Report, shall call for the vote on the motion, petition, or order as introduced by the Sub-committee, so that the vote would be on that motion, petition, or order, and not on the Sub-committee Report itself.~~

~~When debate centers around Sub-committee Reports, Sub-committee members may be recognized beyond the time limit to answer questions.~~

~~Documents referred to in Sub-committee shall be returned with the report.~~

~~Nothing in this rule shall be construed to prohibit the introduction of minority reports.~~

~~29. RELIEVING FROM FURTHER CONSIDERATION~~

~~Upon motion, the Council may, by a majority vote of all members of the Council, relieve a Sub-committee of further consideration of a matter referred to it and order the same placed on the agenda.~~

30-29. MOTIONS FOR RECONSIDERATION

After a motion has been passed or defeated, any member voting with the prevailing side may move for reconsideration, which shall be open to debate. A motion to reconsider a vote shall be in order at the same or the regular meeting next succeeding that at which the vote was passed, provided a motion "to reconsider and enter into the minutes" is made at the meeting at which the vote was taken. No more than one motion for reconsideration of any vote shall be entertained. In the case of a question decided by a tie vote, the prevailing side shall be considered to be the one in whose favor the question was decided.

31-30. DEBATE DECORUM

Every member when about to speak shall address the Chair and wait until recognized by the Chair. No member shall be recognized if not seated. In speaking, the member shall be confined to the question, shall not use unbecoming, abusive, or unparliamentary language, and shall avoid personalities. Any member who, in debate, Council related correspondence or otherwise, indulges in personalities or makes charges reflecting upon the character of another member, or of citizens, shall make an apology in open session at the meeting at which the offense is committed or at the next succeeding regular meeting and, failing to do so, shall be named by the Chair or held in contempt and suspended from further participation in debate until said apology is made.

32-31. DEBATE LIMITATION

No member shall speak more than once on a question when another member who has not spoken claims the floor, and no member speaking shall, without his consent, be interrupted by

another, except on a point of order. A member may speak upon a matter for no more than three (3) minutes at a time. A councilor may yield all or part of his or her time to another councilor. A member who has not spoken on a matter shall have priority and recognition by the Chair.

The Clerk of the Council shall inform the Chair whenever a member has spoken longer than three minutes.

33-32. CONFLICTS OF INTEREST G.L. Ch. 268A, the conflict of interest statute provides that no member shall participate in any matters, or serve on any committee, where the member's individual or immediate family interest will conflict with the public's interest in a way that is violative of the statute; for further details of legal requirements, refer directly to statute.

34-33. OPEN MEETING LAW

M.G.L. Ch. 30A, Section 18-25, the Open Meeting Law, provides that deliberations, including meetings, of a public body, shall take place in public, unless the matter to be discussed falls within one of the statutory exceptions which permits the public body to meet in executive session; for further details of legal requirements, refer directly to statute and Attorney General's Regulations.

~~Chair~~ By statute, any votes taken in Executive Session must be by roll call.

35-34. SPECTATOR DECORUM

Guests will be allowed in the gallery of the Council chamber when the Council is in session. No demonstrations of approval or disapproval from guests shall be permitted, and if such demonstrations are made, the individual gallery may be cleared by the Chair.

36-35. REMOTE PARTICIPATION POLICY

Per Attorney General's Regulations, remote participation is based upon the Chair's determination that requesting member's physical attendance would be unreasonably difficult.

Remote participation shall:

- a. ~~Be limited to one~~ Up to four (4) members per meeting, on a first come first serve basis, provided that a minimum quorum of five (5) members will be physically present;
- b. Require an ~~two~~ eight (8) hour notice be given to the Chair and Town Administrator's Office, or as soon as practicable;
- c. Be limited to use in the Council Chambers and the Municipal Building 3rd Floor Training Room;
- d. ~~Shall not be allowed by subcommittees~~;
- e. ~~Shall not be allowed during executive sessions~~;
- f. ~~d.~~ If technical problems interrupt ~~the call~~ remote participation, the chair will wait up to ~~five~~ three minutes to allow for the reconnection prior to resuming the meeting. If the member is disconnected, the fact and time shall be noted in the minutes. If the party reconnects, the fact and time shall be noted in the minutes.

37-36. AMENDMENT AND REPEAL

None of the foregoing rules and orders shall be amended or repealed at any meeting unless a simple majority of those members present and voting consent thereto and a motion for that purpose shall not be made and acted upon at the same meeting.

DRAFT

Town of Franklin

355 East Central Street
Franklin, Massachusetts 02038-1352



Phone: (508) 520-4949
www.franklinma.gov

OFFICE OF THE TOWN ADMINISTRATOR

Memorandum

January 28, 2022

To: Town Council
From: Jamie Hellen, Town Administrator
Alecia Alleyne, Assistant to the Town Administrator

Re: Resolution 22-09: Gift Acceptance - Senior Center

The Senior Center has received an exceptionally generous donation from The Busy Bee Club in the amount of \$1,000.00 which will be used to provide services and programs to senior citizens in the Franklin community.

We would like to thank The Busy Bee Club for their continued support of our local services.

Donation Summary:

- 1. Senior Center**
 - The Busy Bee Club - \$1,000

If you have any additional questions please feel free to ask.



**TOWN OF FRANKLIN
RESOLUTION 22-09**

Acceptance of Gifts – Senior Center

WHEREAS,

The Senior Center has received a generous donation in the amount of \$1,000.00 to be used at the discretion of the department as follows:

Donation Summary:

SENIOR CENTER - \$1,000.00

1. Donation to be applied towards services and programs for senior citizens in the Franklin community.
 - The Busy Bee Club

NOW THEREFORE, BE IT RESOLVED THAT:

The Town Council of the Town of Franklin on behalf of the Senior Center gratefully accepts this generous donation to be used at the discretion of the Senior Center as described above.

This resolution shall become effective according to the provisions of the Town of Franklin Home Rule Charter.

DATED: _____, 2022

VOTED: _____

UNANIMOUS: _____

A TRUE RECORD ATTEST:

YES: _____ **NO:** _____

ABSTAIN: _____ **ABSENT:** _____

RECUSED: _____

Nancy Danello, CMC
Town Clerk

Glenn Jones, Clerk
Franklin Town Council

Town of Franklin

355 East Central Street
Franklin, Massachusetts 02038-1352



Phone: (508) 520-4949
www.franklinma.gov

OFFICE OF THE TOWN ADMINISTRATOR

Memorandum

January 28, 2022

To: Town Council
From: Jamie Hellen, Town Administrator
Alecia Alleyne, Assistant to the Town Administrator

Re: Resolution 22-10: Franklin TV - Appropriation

The \$36,000 is the amount agreed to be paid annually in the Comcast Agreement for capital improvements in the first five years of the contract. As everyone knows, the Town is required by the state to appropriate these funds by a public authorization.

If you have any questions, please feel free to let us know.



TOWN OF FRANKLIN

RESOLUTION 22-10

APPROPRIATION: Cable Funds in Support of PEG Service and Programming per MGL Ch. 44, §53F3/4

TOTAL REQUESTED: \$ 36,000.00

PURPOSE: To appropriate \$36,000.00 from the PEG Access and Cable Related Fund created under MGL Ch. 44, §53F3/4, representing the amount received from Comcast Cable, to be paid to Franklin Cable Access Corp. to support capital equipment expenditures.

MOTION: Be it Moved and Voted by the Town Council that the sum of \$36,000.00 be appropriated from the PEG Access and Cable Related Fund created under MGL Ch. 44, §53F3/4, to be paid to Franklin Cable Access Corp. to support capital equipment expenditures.

This resolution shall become effective according to the provisions of the Town of Franklin Home Rule Charter.

DATED: _____, 2022

VOTED: _____

UNANIMOUS: _____

A TRUE RECORD ATTEST:

YES: _____ **NO:** _____

ABSTAIN: _____ **ABSENT:** _____

RECUSED: _____

Nancy Danello, CMC
Town Clerk

Glenn Jones, Clerk
Franklin Town Council

Town of Franklin

355 East Central Street
Franklin, Massachusetts 02038-1352



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OFFICE OF THE TOWN ADMINISTRATOR

Memorandum

January 28, 2022

To: Town Council

From: Mark G. Cerel, Town Attorney

Re: Resolution 22-11: Acceptance of Private Road Covenant with Owner-Developer of Smits Estates, a Two-Lot Subdivision

From time to time, the Planning Board receives an application for a small subdivision (two or three lots), with a request from the applicant for waivers on construction of the access road and related infrastructure. In such a case, the Board, as a condition of its approval, typically requires that the access roadway be and remain a private road with abutters responsible for maintenance and repair and no Town responsibility. To make this legally-binding on subsequent property owners, the Board requires that the owner-developer execute the Town's form "private road covenant", which is the case with Smits Estates; Council acceptance of the executed covenant is required so that it can be recorded at Norfolk County Registry of Deeds.

If you have any questions, please feel free to contact me.



TOWN OF FRANKLIN

RESOLUTION 22-11

ACCEPTANCE OF PRIVATE ROAD COVENANT WITH OWNER-DEVELOPER OF SMITS ESTATES, A TWO-LOT SUBDIVISION

WHEREAS, the Franklin Planning Board on October 4, 2004 voted to approve with conditions a definitive subdivision plan for a two-lot subdivision known as Smits Estates, which subdivision plan was recorded at Norfolk County Registry of Deeds in Plan Book 543 Page 91 of 2005; and

WHEREAS, said vote included conditions that the unnamed roadway shown on the above described subdivision plan, together with related drainage and utilities, be and remain private and that the private property owner(s) have the exclusive obligation to maintain and repair the same, as well as to remove snow therefrom; and

WHEREAS, Smitsville Farm, LLC is the owner of the subject property and has executed a covenant incorporating the foregoing conditions, a true copy of which is attached as "Exhibit 1";

NOW THEREFORE BE IT ORDERED that the Town of Franklin, acting by and through its Town Council, hereby authorizes the Town Administrator to execute the covenant, a copy of which is attached hereto as Exhibit 1, on behalf of the Town of Franklin.

This resolution shall become effective according to the provisions of the Town of Franklin Home Rule Charter.

DATED: _____, 2022

VOTED: _____

UNANIMOUS: _____

A TRUE RECORD ATTEST:

YES: _____ **NO:** _____

ABSTAIN: _____ **ABSENT:** _____

RECUSED: _____

Nancy Danello, CMC
Town Clerk

Glenn Jones, Clerk
Franklin Town Council

EXHIBIT 1

COVENANT WITH THE TOWN OF FRANKLIN (UNNAMED STREET OFF DANIELS STREET)

SMITSVILLE FARM, LLC, a Massachusetts Limited Liability Company, having a usual place of business at 25 Cahoon Road, Wareham, Massachusetts 02532, being the Owner of Lots 1A, 2A, 3A, Parcel 1 and a 60' wide unnamed private way (hereinafter "Private Way"), situated on and off the northeasterly side of Daniels Street in Franklin, Norfolk County, Massachusetts shown on a plan entitled "Definitive Subdivision Plan Smits Estate Franklin, Mass." Scale 1"=40'", dated May 12, 2003, last revised 7/27/04, prepared by William J. Rossetti P.L.S. and filed in the Norfolk County Registry of Deeds as Page 91 of 2005 in Plan Book 543, to which reference may be had for a more particular description.

The Plan was approved by the Planning Board of the Town of Franklin and endorsed on October 4, 2004.

In accordance with said Plan, for valuable consideration paid, the receipt of which is hereby acknowledged, we do for ourselves, our heirs, successors, transferees and assigns covenant and agree with the Town of Franklin, by and through its Town Administrator, whose signature is attached hereto, together with a Resolution of the Town Council of said Town of Franklin, as follows:

1. The Private Way shall be constructed as a private road in accordance with the above described Plan and any and all waivers granted by the Franklin Planning Board;
2. The Owners served by said Private Way shall have the exclusive and continuing obligation for maintenance, repair and snow removal of the Private Way and the maintenance and repair of the drainage structures, if any;
3. The Private Way shall remain a Private road and is not intended to be now or at any time in the future a public way and the drainage structures, if any, shall remain private structures for the benefit of the Owners;
4. No petition shall ever be made to the Town of Franklin seeking to change the status of the Private Way and or the drainage structures, if any, from that of a private way/private drainage structures or to transfer the obligation for maintenance, repair and snow removal from the Owners to the Town of Franklin;
5. The Private Way and drainage structures, if any, shall be constructed in accordance with the standards set forth in Section 300, Subdivision of Land Rules and Regulations of the Town of Franklin, except those waived by the Planning Board. Maintenance and repair of

the private way, water supply systems, sewer pipes, electric distribution system and stormwater system shall be the responsibility of the Owners and shall never be the responsibility of the Town of Franklin and the Town of Franklin shall never be required to perform any service, repair or maintenance with respect to said way, areas or any of the aforementioned systems within the subject property. The Town of Franklin will never be required to provide snow plowing or trash pickup, with respect to the subject property; and

6. The Town of Franklin, its agents and servants shall have the right but not the obligation at all times to enter the Private Way and the drainage structures, if any, for the purpose of inspecting, maintaining and/or making emergency repairs including but not limited to, drainage. In such event, the Owners shall be liable, jointly and severally, for the payment of all expenses incurred by the Town in connection therewith, and unpaid expenses shall constitute a lien on their property.

THE REMAINDER OF THIS PAGE IS INTENTIONALLY BLANK WITH THE SIGNATURE
PAGES TO FOLLOW

TOWN OF FRANKLIN

by:

Jamie Hellen, Town Administrator

COMMONWEALTH OF MASSACHUSETTS

Norfolk, ss.

On this _____ day of _____, 2022, before me, the undersigned notary public, personally appeared Jamie Hellen, Town Administrator of the Town of Franklin, proved to me through satisfactory evidence of identification, being (check whichever applies): _____ *Driver's License or other state or federal governmental document bearing a photographic image,* _____ *Oath or Affirmation of a credible witness known to me who knows the above signatory,* or _____ *My Own personal knowledge of the identity of the signatory,* to be the person(s) whose name(s) is/are signed on the preceding or attached document, and acknowledged to me that he/she/they signed it voluntarily for its stated purpose.

, Notary Public
My Commission Expires:

WITNESS the execution hereof under seal on the day and year first above written.

Smitsville Farm, LLC

By:

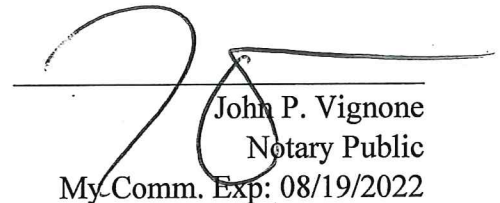


Richard J. Beaulieu
Manager

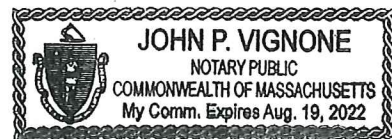
Commonwealth of Massachusetts

Norfolk, ss

On this 25th day of January, 2022, before me, the undersigned notary public, Richard J. Beaulieu, Manager of Smitsville Farm, LLC (name of document signer), proved to me through satisfactory evidence of identification, being (check whichever applies): *Driver's License or other state or federal governmental document bearing a photographic image*, *Oath or Affirmation of a credible witness known to me who knows the above signatory*, or ✓ *My Own personal knowledge of the identity of the signatory*, to be the person(s) whose name(s) is/are signed on the preceding or attached document, and acknowledged to me that he/she/they signed it voluntarily for its stated purpose.



John P. Vignone
Notary Public
My Comm. Exp: 08/19/2022



Town of Franklin

355 East Central Street
Franklin, Massachusetts 02038-1352



Phone: (508) 520-4949
www.franklinma.gov

OFFICE OF THE TOWN ADMINISTRATOR

Memorandum

January 28, 2022

To: Town Council

From: Mark G. Cerel, Town Attorney

Re: Resolution 22-12: Order of Layout, Acceptance and Taking of Brandywine Road and a Portion of Charles Drive and Drainage and Utility Easements: Referral to Planning Board

When a developer constructs a roadway to provide access to a residential development, that road is private unless and until the Town accepts it as a public way. The Town is prohibited by statute from performing significant maintenance and repair work on a private road, but most residential property owners expect that the Town will perform this work. As a result, the Town has been committed to an aggressive public way acceptance program. This involves compliance with a statutory process, the first step of which is: referral of the proposed public way acceptance to the Planning Board to review and make a recommendation. (Although the Town was successful in obtaining legislative authorization to employ a simplified acceptance process which is applicable to roadways in planning board-approved subdivisions, the Planning Board previously declined to make the positive recommendation required by that legislation because Brandywine Village was developed pursuant to G.L. Chapter 40B, the affordable housing statute, without Planning Board approval.) The currently-proposed planning board referral is pursuant to the original statutory process applicable to laying-out and acceptance of all public ways, not just those located in planning board-approved subdivisions.

If you have any questions, please feel free to contact me.



BRANDYWINE & CHARLES ROADWAY ABUTTERS

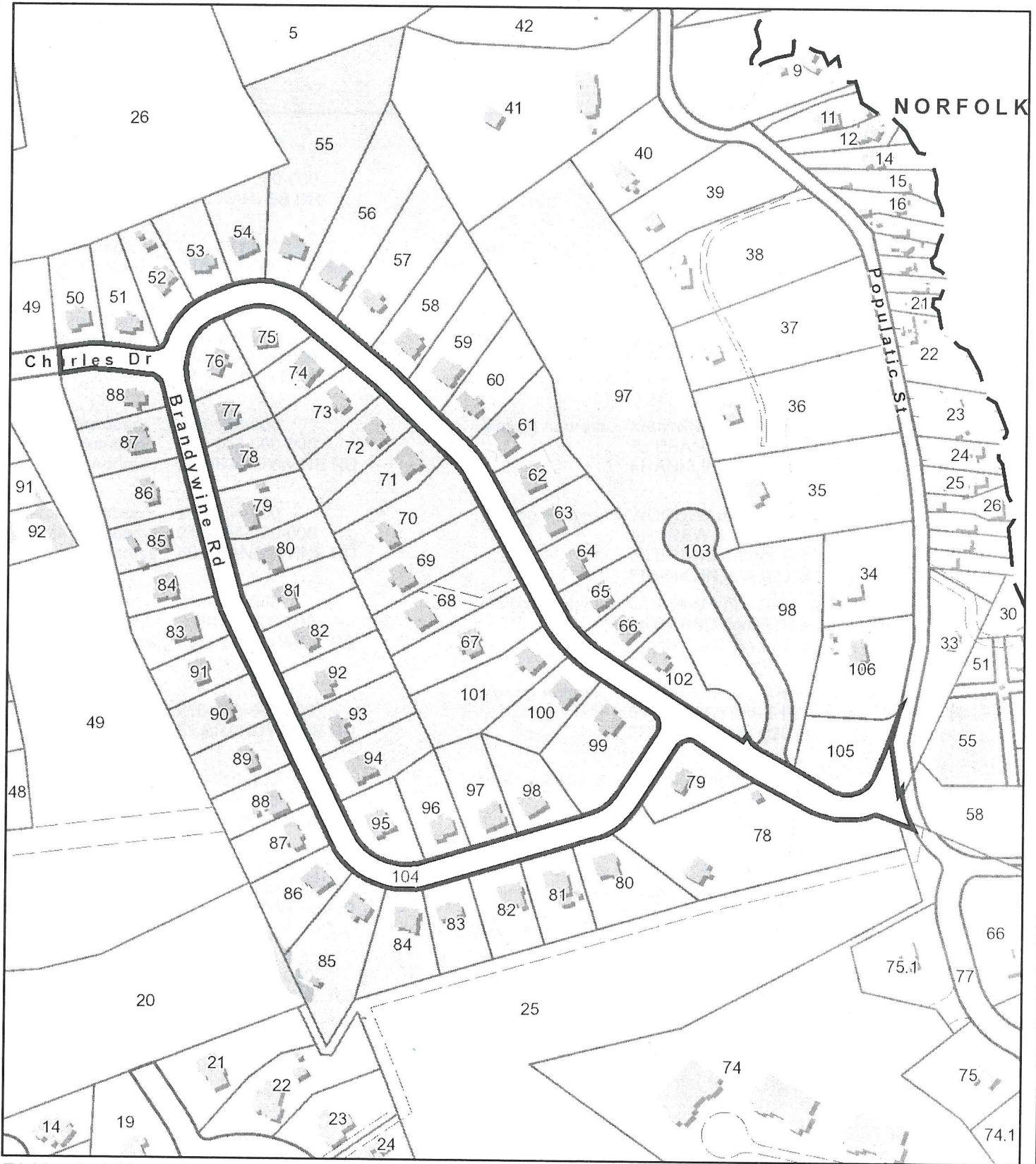
Franklin, MA



January 14, 2022

1 inch = 300 Feet

www.cai-tech.com



This information is believed to be correct but is subject to change and is not warranted.



**TOWN OF FRANKLIN
RESOLUTION 22-12**

**ORDER OF LAYOUT, ACCEPTANCE, AND TAKING OF
BRANDYWINE ROAD AND A PORTION OF CHARLES DRIVE
AND DRAINAGE AND UTILITY EASEMENTS**

- WHEREAS,** by virtue of Massachusetts General Laws Chapter 82, Section 21 and 24, the Town of Franklin, acting by and through its Town Council, is authorized to lay out, accept and take by eminent domain under Massachusetts General Laws Chapter 79, or acquire by purchase or otherwise, any lands, rights of way or easements necessary for the construction, and maintenance of roadways for public use, and
- WHEREAS,** the Town Council has held a public hearing after having given prior written notice thereof to the owner of record of each property abutting the road and notice by newspaper publication, and
- WHEREAS,** the laying out, acceptance, and taking by eminent domain of the fee in Brandywine Road and a portion of Charles Drive, as well as drainage and utility easement as hereinafter described, for roadway purposes has been referred to the Planning Board, as provided in G.L. Chapter 41, Section 81I, and is recommended by the Town Administrator and the Director of the Franklin Department of Public Works, and
- WHEREAS,** Marinella Development, LLC, a Massachusetts limited liability company, the owner of the fee in said roadways and of said drainage and utility easements has conveyed said roadways together with said drainage and utility easements to the Town by deed and grant of easements dated January 26, 2022, to be recorded at Norfolk County Registry of Deeds herewith, and
- WHEREAS,** the purpose of this order is to comply with statutory requirements and/or to confirm title in the Town and no land damages are therefore anticipated, and
- WHEREAS,** said layout, acceptance and taking is in the best public safety interests of the Town of Franklin.

NOW, THEREFORE, BE IT ORDERED THAT:

1. The Town Council of the Town of Franklin, by virtue of and in exercise of and the execution of power and authority conferred by said statutes, hereby adjudges that public safety, necessity and convenience require the layout, acceptance, and taking by eminent domain, of the land hereinafter described, for the purposes hereinafter stated.

2. The Town of Franklin, acting by and through the Town Council by virtue of and in the exercise of the power and authority conferred by said statutes and in accordance with the provisions of Massachusetts General Laws Chapter 79 and Chapter 82, Sections 21 and 24, and all and every other power and authority it does possess, DOES HEREBY LAYOUT AND ACCEPT AS TOWN WAYS AND TAKE BY EMINENT DOMAIN for roadway purposes: The following land shown on definitive subdivision plan entitled “Brandywine Village at Franklin Definitive Subdivision Plan Franklin, Massachusetts August 2004” prepared by Norfolk RAM group, LLC One Roberts Road Plymouth, MA, dated 8/12/2004 and recorded at Norfolk county Registry of Deeds in Plan Book 529, Pages 99-106 of 2004 and also shown on the street acceptance plan entitled “Brandywine Village Street Acceptance Plan in the Town of Franklin, Massachusetts”, prepared by Heritage Design Group, LLC, 1 Main Street, Whitinsville, MA 01588, dated October 14, 2016, and revised November 11, 2016 to be recorded herewith.

Fee Interest in Roadways

Brandywine Road, for its entire length
Charles Drive, from Station 0+00 to Station 2+51.71

Easements

NOTE: Map references are to the official Town of Franklin Assessors' Maps.

“Easement A” Thirty-foot wide drainage easement running between Lots 89 and 90 and running across rear of Lots 85, 86, 87, 88, 89, 90, and 91, all shown on Map 218.

“Easement B” Thirty-foot wide drainage easement running between Lots 86 and 87 and running across rear of Lots 84, 85, and 86, all shown on Map 216.

“Easement C” Thirty-foot wide drainage easement running between Lots 77 and 78 and Lots 74 and 73, all shown on Map 216.

“Easement D” Thirty-foot wide drainage and utility (waterline) easement running between Lots 55 and 56, both shown on Map 216. Thirty-foot wide drainage easement running between Lots 57 and 58, both shown on Map 216 and Retention basin/utility easement located on rear portion of Lots 55, 56, 57, 58 and 59, all shown on Map 216.

“Easement E” Drainage easement located on front portion of Lots 68, 69 and 70, all shown on Map 216.

“Easement F” Drain easement located on westerly side of Lot 99, shown on Map 218.

“Easement G” Drain easement located in a rectangular area at front portion (southerly side) of said Lot 99.

“Easement H” Drainage easement running along northerly side of Lot 78 shown on Map 218, into Recharge Basin Easement located along northerly side of said Lot 78.

Included with each of the above-described easements is the perpetual right and easement to construct, maintain and replace drainage pipes, structures of any type as are commonly used in the Town of Franklin, including without limitation, the right, but not the obligation, to use, construct, inspect, repair and operate and forever maintain said pipes and structures and the right to enter on foot and with equipment and vehicles to perform any of said work.

Also included is the ownership right in all of said drainage basins, drainage pipes, drainage swales, manholes, conduits, fixtures, headwalls and all appurtenances thereto that are now or hereafter may be constructed or installed in through or under the above-described land.

- 3. The Town Treasurer and Town Comptroller are directed and the Town Administrator is directed and authorized to do all things and to execute all documents necessary for the prompt payment of the amount of damages awarded in this Order of Taking, so that the same shall be payable within sixty (60) days after right to damages becomes vested in the person from whom the property was taken. The Town Administrator is further directed to direct the Town Attorney for and on behalf of the Town Council to give notice of this taking and pertinent information to every person entitled thereto in accordance with the provisions of Massachusetts General Laws Chapter 79, Sections 7B, 7C, 7F, 7G, 8A and 8B.
- 4. This Order of Layout, Acceptance, and Taking confirms Town's Acceptance of above-referenced Marinella Development, LLC deed and grant of easements dated January 26, 2022 and makes clear the Town of Franklin's title to the above-described parcels of land which said deed and grant of easements conveyed to the Town of Franklin.

This Resolution shall become effective according to the provisions of the Town of Franklin Home Rule Charter.

DATED: _____, 2022

VOTED:

UNANIMOUS:

A TRUE RECORD ATTEST:

YES: ___ **NO:** ___

ABSTAIN: ___ **ABSENT:** ___

RECUSED: _____

Nancy Danello, CMC
Town Clerk

Glenn Jones, Clerk
Franklin Town Council