

Saugus Board of Selectmen
June 5, 2019

*****Meeting Minutes*****

AGENDA
Saugus Board of Selectmen
June 5, 2019 at 7:00 PM
Town Hall Auditorium, 298 Central Street
Saugus, MA

Call to order.

Invited guests:

Correspondence:

- 1.) Collector / Treasurer re: approval of Bond Anticipation Note.
- 2.) Ms. Riley re: request to call a Special Town Meeting and to insert two Articles into the Warrant.
- 3.) Imperio Mariense do Spirito do Santo re: request for 2 day Special Beer & Wine License at 262 Lynn Fells Parkway for Portuguese feast.
- 4.) SCTV re: request for transfer of funds to the SCTV construction fund account.
- 5.) Mr. Vitale re: Officer Harold Vitale Memorial Park Reception.

Citizen's Comments

Continued Hearings:

- 1.) Route 1 Auto Sales, 961 Broadway Show Cause hearing for possible revocation.

Public Hearings:

7:15 PM Nancy Waites for Special Permit (S-2) to allow salon offering aesthetic services only to be located at 163 Lincoln Avenue, Assessor's Plan 3002, Lot 106, 107

7:20 PM Lisa's Beer & Wine, Inc. to be located at 4 A Howard Street, Eli Youssef, manager, for NEW Beer & Wine Package Store License

Old Business:

New Business:

Manager's Report:

Approval of minutes:

Appointments: Mr. Gill re: request for reappointment as constable.

Member's Comments: Firefighter Memorial Ceremony
SRWC guided bird watch at Rumney Marsh
SAVE annual meeting & dinner

Citizen's Comments

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The Saugus Board of Selectmen met on June 5, 2019 at 7:00 PM in the Town Hall Auditorium, 298 Central Street. Present were: Selectman Jeffrey Cicolini, Jennifer D'Eon, Mark Mitchell and the Chairman Debra Panetta. Absent: Selectman Scott Brazis. The Town Manager Scott Crabtree was also present.

The Chair welcomed all present and said Selectman Brazis was unable to attend due to a family commitment.

Correspondence:

1.) Collector / Treasurer re: approval of Bond Anticipation Note.

Collector / Treasurer Wendy Hatch was present and explained request for approval of BANS for various projects as authorized by Town Meeting. The Chair asked which projects will be a final payment. Ms. Hatch listed: Dept. equipment, Public Safety Infrastructure, Town Hall remodeling and Highland Ave. sidewalks. Selectman Cicolini commented the rate is fantastic.

Selectman D'Eon moved the Board vote to approve the sale of a \$6,060,000 2.75 percent General Obligation Bond Anticipation Note (the "Note") of the Town dated June 13, 2019, and payable September 20, 2019, to Eastern Bank at par and accrued interest plus a premium of \$19,089.

Further Voted: that in connection with the marketing and sale of the Notes, the preparation and distribution of a Notice of Sale and Preliminary Official Statement dated May 17, 2019, and a final Official Statement dated May 23, 2019, each in such form as may be approved by the Town Treasurer, be and hereby are ratified, confirmed, approved and adopted.

Further Voted: that the Town Treasurer and the Board of Selectmen be, and hereby are, authorized to execute and deliver a significant events disclosure undertaking in compliance with SEC Rule 15c2-12 in such form as may be approved by bond counsel to the Town, which undertaking shall be incorporated by reference in the Notes for the benefit of the holders of the Notes from time to time.

Further Voted: that we authorize and direct the Town Treasurer to establish post issuance federal tax compliance procedures and continuing disclosure procedures in such forms as the Town Treasurer and bond counsel deem sufficient, or if such procedures are currently in place, to review and update said procedures, in order to monitor and maintain the tax-exempt status of the Notes and to comply with relevant securities laws.

Further Voted: that each member of the Board of Selectmen, the Town Clerk and the Town Treasurer be and hereby are, authorized to take any and all such actions, and execute and deliver such certificates, receipts or other documents as may be determined by them, or any of them, to be necessary or convenient to carry into effect the provisions of the foregoing votes.

Chair seconds 4-0.

2.) Ms. Riley re: request to call a Special Town Meeting and to insert two Articles into the Warrant.

The Chair said the petitions were submitted and certified by the Town Clerk and tonight the Board will call a Special Town Meeting. Corrine Riley, Oceanview Ave was present and said they were trying to get this done for the last School Committee meeting on June 20th but understand with notice

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requirements the soonest is June 24th and thanked the Chair for placing on the agenda and keeper them up to date on the process and thanked their clerk for answering questions and said more important id freedom of speech so this never happens again.

Selectman Cicolini moved to call a Special Town Meeting June 24, 2019 at 7:30 PM. Chair seconds 4-0.

The Chair said there are two Articles and read the resolution.

Selectman Cicolini moved to insert the Article into the June 24, 2019 Special Town Meeting Warrant. Chair seconds 4-0.

The Chair read Article re: By-Law change on Town Meeting resolutions.

Selectman Cicolini moved to insert the Article into the June 24, 2019 Special Town Meeting Warrant. Chair seconds 4-0.

Selectman Cicolini moved to close the June 24, 2019 Special Town Meeting Warrant. Chair seconds 4-0.

3.) Imperio Mariense do Spirito do Santo re: request for 2 day Special Beer & Wine License at 262 Lynn Fells Parkway for Portuguese feast.

Walter Susa, President was present with officers. The Secretary said they have held the feast at this location since 1927 and described how the religious organization was founded to keep their heritage alive. The Chair thanked them for all they do. Selectman Cicolini asked if they were in agreement with standard conditions and read. Mr. Sousa said yes. Selectman Cicolini said all seems to be the same as previous years with new dates. Mr. Sousa said yes.

Selectman Cicolini moved to grant the request of Imperio Mariense do Spirito do Santo for 2 day Special Beer & Wine License at 262 Lynn Fells Parkway on July 6 from 3:00 PM to 12:00 AM, and July 7 from 11:00 AM to 9:00 PM for Portuguese feast with storage of beer & wine from July 5 through July 8 and with standard conditions: Must comply with 204 CMR 7.00: Special Licenses; must have Saugus and State Police Details; music volume to be turned down at 10pm; temporary no parking signs to be posted on odd side of the following: Donna Rd, Laurine Rd, Mclean Rd, Zito Dr., Milano Dr. and Gilway; and no parking on Randell Road. Chair seconds 4-0.

4.) SCTV re: request for transfer of funds to the SCTV construction fund account.

Al DiNardo, SCTV President was present and thanked the Board for the joint meeting and asked for transfer of funds to their construction account to pay some bills related to the move. The Chair asked if they will be going through the bidding process. Mr. DiNardo said after the agreement is finalized, the AG's Office has now determined it must so going forward there will be an enterprise account on a fiscal year and said they are in process of audit. Selectman Cicolini asked if they are requesting \$15,000. Mr. DiNardo said yes.

Selectman Cicolini moved to authorize transfer of \$15,000 from the PEG Access Account to SCTV construction account. Chair seconds 4-0.

5.) Mr. Vitale re: Officer Harold Vitale Memorial Park Reception.

No one was present. The Chair read and invited the public to attend.

Citizen's Comments

Ron Wallace Magnolia St, thanked the Board for calling a Special Town Meeting and said everything he does is for the residents of the Town and said this has been a huge learning experience and hopes it never happens again.

Mike DiGirolamo, 22 Venice Ave. asked the Board if they asked SCTV for 3 bids. The Chair said she asked them to go through the proper bidding process and she couldn't compare the bids apples to apples and said that SCTV is responsible to review them. Selectman Cicolini said he did suggest SCTV get 3 bids and noted he should request to be placed on the agenda if he would like to have a discussion.

Mary Migliori, Lynnhurst PTO President said they should look long and hard before privatizing custodians.

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Continued Hearings:

1.) Route 1 Auto Sales, 961 Broadway Show Cause hearing for possible revocation.

Lt. Art Connors was present and explained the matter was referred to the police dept. and read report stating he found the business to be vacant with no vehicles on the lot for sale. The Chair noted the License holder was not present and confirmed notice was sent.

Any to speak in favor or opposed? None.

Selectman D'Eon moved to close the hearing. Chair seconds 4-0.

Selectman D'Eon moved the Board vote to revoke and cancel Rte. 1 Auto Sales, Inc., 961 Broadway, Class II Auto Dealer's License for violation of condition of License by closing the business without notification to the Board and for selling the License without Board approval. Chair seconds 4-0.

Public Hearings:

7:15 PM Nancy Waites for Special Permit (S-2) to allow salon offering aesthetic services only to be located at 163 Lincoln Avenue, Assessor's Plan 3002, Lot 106, 107

Nancy Waites, 163 Lincoln Ave was present and explained request. The Chair asked if no micro blading. Ms. Waite said no. Selectman Cicolini said the business plan answered his questions and asked about parking. Ms. Waite described location and her business is by appointment only so there won't be a lot of people there at one time. Selectman Cicolini asked if any parking in rear is designated for her. Ms. Waite said no. The Chair said she is requesting hours Monday-Saturday 9:30 am to 7pm and asked if she has a lot of experience. Ms. Waite listed her experience and certifications.

Any in favor or opposed? None.

Selectman Cicolini moved to close the hearing. Chair seconds 4-0.

Selectman Cicolini moved to grant the request of Nancy Waites for Special Permit (S-2) to allow salon offering aesthetic services only to be located at 163 Lincoln Avenue, Assessor's Plan 3002, Lot 106, 107 with hours of operation Monday – Saturday 9:30 AM to 7:00 PM, with 3 employees; no tanning; and condition all outstanding money owed the Town to be paid. Chair seconds
Roll call vote: Selectman Cicolini, yes; Selectman D'Eon, yes; Selectman Mitchell, yes; Selectman Panetta, yes.

7:20 PM Lisa's Beer & Wine, Inc. to be located at 4 A Howard Street, Eli Youssef, manager, for NEW Beer & Wine Package Store License

Attorney Nelson Chang, 47 Jackson St was present with applicant Eli Youssef and explained application and proposed business and submitted petition signed by residents of the area and other residents. The Chair said the Board received petition this evening opposed. Selectman Cicolini said the fire dept. recommends updated fire alarm. Mr. Youssef said when it's designed he will set up as required. Selectman Cicolini asked if he was ok with condition. Mr. Youssef said no problem. Attorney Chang said the entire portion will be renovated and would require being up to code. Selectman D'Eon said this application is for beer & wine only and across the street there's a full liquor. The Chair asked if he owns the strip mall (location). Mr. Youssef said yes. The Chair asked if it will be split. Mr. Youssef said yes. Selectman Cicolini asked for clarification of hours. Mr. Youssef said he requests what State allows, 7 days a week.

Any to speak in favor or opposed?

Dan Conde, owner of Nasty Nonni's across the street, 325 Main St and said he's not against the license but to throw it across the street will do an injustice and said traffic is an issue and this will make it worse and noted a store up the street was denied and he did submit over 300 signatures opposed. Selectman Cicolini said he appreciates his concern but competition is not a reason to deny, the must look at the public need and said the license that was denied was being proposed in same building as a day care. Selectman D'Eon said there used to be a package store there. Mr. Youssef said yes, it was one of the first full liquor stores in Saugus.

Ben Bradley, 3 Athens Dr, concerned with liquor license at a difficult intersection.

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Thomas Minniear said he lives at the intersection of Juniper & Hickory Ln and said there's traffic issues and said we don't need liquor stores across from each other and not in a residential neighborhood.

Adam said he is opposed to the location.

Mr. Youssef said there is traffic everywhere no matter the business. Attorney Chang said everyone agrees there's traffic issues and it doesn't matter what type of business is there, there will always be traffic. Selectman D'Eon said she feels traffic is an issue and a lot goes into making decisions. The Chair said she thought back & forth, yes & no and it's a difficult decision. Selectman Cicolini said no department submitted objections and said they could continue for a full Board to be present. Selectmen D'Eon & Mitchell agreed.

Selectman Cicolini moved to continue the hearing to July 1st. Chair seconds.

Mr. Youssef asked them to make a decision tonight.

Selectman Mitchell moved a substitute motion to close the hearing. Chair seconds.

Selectman Cicolini withdrew his motion to continue.

Selectman Mitchell moved to approve the request of Lisa's Beer & Wine, Inc. to be located at 4 A Howard Street, Eli Youssef, manager, for NEW Beer & Wine Package Store License with hours of operation Monday through Saturday 8:30 AM to 11PM and Sunday 10 AM to 8 PM and must meet conditions of fire dept. Chair seconds 4-0.

Manager's Report: The Manager said the Annual Town Meeting wrapped up and there's a lot of work putting it together and thanked the Collector / Treasurer, Town Accountant and Dept. Heads; announced approved projects will be moving forward; announced the MS/HS Project is on time; said there's work going on around Town.

Selectman D'Eon asked how long the water project will be before it's done. The Manager said he will check. The Chair said the Memorial Day ceremony was excellent and asked when the traffic study will be done. The Manager said there was a delay and will schedule a public meeting to present information and get feedback by the end of the month.

The Manager said it was a great graduation this year and congratulated Selectman Cicolini's daughter.

Approval of minutes: None.

Appointments: Mr. Gill re: request for reappointment as constable.

No one was present. The Chair read request.

Selectman Cicolini moved to reappoint Guy Gill as constable in the Town of Saugus to expire 6/30/22. Chair seconds 4-0.

Member's Comments: Firefighter Memorial Ceremony
SRWC guided bird watch at Rumney Marsh
SAVE annual meeting & dinner

Selectman D'Eon reminded everyone of Firefighter Sunday.

Selectman Cicolini & Selectman Mitchell had nothing this evening.

The Manager said summer help is out doing clean-up around town.

The Chair announced guided bird watch, SAVE annual meeting & dinner, and New Friends of Saugus Library have presentation scheduled on June 11th.

Selectman Cicolini moved to adjourn. Chair seconds 4-0.
Meeting adjourned at 8:08 PM.

Respectfully Submitted
Wendy Reed, Clerk