

Saugus Board of Selectmen
June 2, 2020

MEETING MINUTES

AGENDA
Saugus Board of Selectmen
June 2, 2020 at 7:00 PM

Zoom Meeting:

<https://us02web.zoom.us/join/zoom-join?pwd=Z0o0eispzMrHNexxEbmdheC14n-w0AvzXwT>

Click the link or copy & paste in your browser or call: (857) 246-1305

Call to order.

Invited guests: Collector / Treasurer re: request to approve Bond Anticipation Notes.

Correspondence:

- 1.) Kowloon re: request for temporary modification of outdoor seating & outdoor entertainment
- 2.) Hooters re: request for temporary modification for outdoor seating & outdoor entertainment
- 3.) 110 Grill re: request for temporary modification of outdoor seating & outdoor entertainment
- 4.) Fuddrucker's re: request for temporary modification for outdoor seating & outdoor entertainment
- 5.) Prince re: request for temporary modification of outdoor seating & outdoor entertainment
- 6.) Rte. 1 Grillhouse re: request for temporary modification of outdoor seating & outdoor entertainment

Citizen's Comments

Continued Hearings:

Saugus Auto Repair, Inc., for Special Permit (S-2) to allow storage of vehicles for sale, to be located at 74 Hamilton Street, Assessor's Plan 1008, Lot A-134

Application is also made for Class II Auto Dealer's License at 74 Hamilton Street.

Public Hearings: 0

Old Business: -Annual Town Meeting discussion on date & location / potential vote

New Business: Selectman Riley re: request to insert Article into Annual Town Meeting Warrant.

Manager's Report:

Approval of minutes: May 19, 2020

Appointments: 0

Member's Comments:

Citizen's Comments

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The Saugus Board of Selectmen met on June 2, 2020 at 7:00 PM via video conference. Present were: Selectmen Jeffrey Cicolini, Debra Panetta, Corinne Riley, Michael Serino and the Chairman Anthony Cogliano.

The Chair called the meeting to order at 7:21 PM and apologized for the delay due to technical difficulties.

The Chair said the continued hearing is requesting to be continued again to schedule a site visit at the request of a Town Meeting Member. Board discussed dates and times and set site visit for Saturday June, 6 at 9am.

Invited guests: Collector / Treasurer re: request to approve Bond Anticipation Notes.

Collector / Treasurer Wendy Hatch was present on video conference and read request.

Selectman Cicolini moved it be Voted: to approve the sale of a \$1,935,255 1.25 percent General Obligation Bond Anticipation Note (the "Notes") of the Town dated June 12, 2020, and payable December 4, 2020, to Oppenheimer & Co., Inc. at par and accrued interest plus a premium of \$2,226.

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 20, 2020, and a final Official Statement dated May 27, 2020, 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.

Further Voted: that any certificates or documents relating to the Notes (collectively, the "Documents"), may be executed in several counterparts, each of which shall be regarded as an original and all of which shall constitute one and the same document; delivery of an executed counterpart of a signature page to a Document by electronic mail in a ".pdf" file or by other electronic transmission shall be as effective as delivery of a manually executed counterpart signature page to such Document; and electronic signatures on any of the Documents shall be deemed original signatures for the purposes of the Documents and all matters relating thereto, having the same legal effect as original signatures.

Chair seconds 5-0.

Correspondence:

1.) Kowloon re: request for temporary modification of outdoor seating & outdoor entertainment

Attorney Richard Magnan was present with Bob Wong on video conference and explained plan which includes 50 parking spaces and 20 tables with jersey barriers. Selectman Panetta said a drive-in is a novel idea and asked how you will listen through radio or have speakers. Mr. Wong said a combination and said if there's any issues with the neighbors they will revise it. Selectman Panetta asked how many nights they will offer movies. Mr. Wong said 4-7 nights depending and said they will start around 8:30 PM and run the length of the movie. Selectman Panetta asked what happens if 100 cars show up. Mr. Wong said they can only accommodate 50 and plan on selling tickets in advance and said they plan on having police details. The Chair asked if he anticipated it being louder than the (existing) tiki bar. Mr.

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Wong said it will be a similar volume and is not looking for loud bands and not beyond midnight. Selectman Riley asked about serving alcohol in vehicles. Mr. Wong said the plan is for every car space there's a place to sit outside and will serve there and will have police details and wait staff on hand. Selectman Cicolini asked if they're watching a movie if they can go to the bar. Mr. Wong said yes but may only get a drink for themselves. Selectman Cicolini said the plan is very detailed and includes solid protection and looks like there's only 1 way to exit the area and asked how large the screen will be. Mr. Wong said 30' x 28'. Selectman Cicolini confirmed location. Selectman Serino said he doesn't have a problem with it but his only concern is live band but is satisfied and suggested it comes back for review in 2 weeks. The Chair said it may take longer to get going and suggested review in 30 days. Selectman Panetta suggested review at their July 14th meeting and asked if there will be any tents. Mr. Wong said 1 over the bar area. Selectman Panetta said the Fire Dept. had no objections but listed 7 things to include and read.

Selectman Cicolini moved to grant the request for temporary modification of outdoor seating & entertainment by allowing 191' x 155' area with parking for 50 vehicles and not to exceed 24 tables; tiki bar area with tent; a 30' x 20' screen; music; 1 television and no more than 3 member band; hours of operation 7 days a week 11 am to 12 midnight; 7 conditions of the fire dept.: emergency exits from the main building be kept clear; if tents are used a flammability certificate be obtained, all establishments requesting tents that no heaters of any type be under the tent; fire extinguishers be properly placed; adequate protection from vehicle traffic be provided i.e. Jersey Barriers; Fire Department walk through; and when the building can be occupied again the temporary seating be removed. Police details and jersey barriers. Selectman Panetta added without objection: To review on July 14, 2020 and every 30 days thereafter. Chair seconds 5-0.

2.) Hooters re: request for temporary modification for outdoor seating & outdoor entertainment
No one was present.

3.) 110 Grill re: request for temporary modification of outdoor seating & outdoor entertainment
No one was present.

4.) Fuddrucker's re: request for temporary modification for outdoor seating & outdoor entertainment
No one was present.

5.) Prince re: request for temporary modification of outdoor seating & outdoor entertainment

Steve Castriberti was present on video conference and described area with 40' x 60' tent on north side of building and doesn't plan on too much entertainment. Selectman Panetta noted modification of entertainment on the agenda. Mr. Castriberti said maybe some background music. Selectman Panetta asked if people will walk through the restaurant. Mr. Castriberti said yes and described how they will enter, order and be seated. Selectman Panetta asked if they will have barriers. Mr. Castriberti said yes. Selectman Panetta asked hours. Mr. Castriberti said 11am to 10 pm 7 days a week. The Chair asked the Police Chief if he had any concerns. The Chief said he did speak with the applicant and concerns were addressed.

Selectman Cicolini moved to grant the request for temporary modification of outdoor seating & outdoor entertainment by allowing a 60' x 40' tent with table limit within the guidelines with hours of operation 11 am to 10 pm and allow light music, and no live entertainment and 7 conditions of the fire dept.: emergency exits from the main building be kept clear; if tents are used a flammability certificate be obtained, all establishments requesting tents that no heaters of any type be under the tent; fire extinguishers be properly placed; adequate protection from vehicle traffic be provided i.e. Jersey Barriers; Fire Department walk through; and when the building can be occupied again the temporary seating be removed. Selectman Serino added with no objection: To review on July 14, 2020 and every 30 days thereafter. Chair seconds 5-0.

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6.) Rte. 1 Grillhouse re: request for temporary modification of outdoor seating & outdoor entertainment

Jeff Floramo was present on video conference and requested a 50' x 30' tent with 15 tables protected by jersey barriers and will comply with police & fire comments and said he has outdoor seating and requested a 2 piece acoustics maybe on Friday & Saturday nights. Selectman Cicolini asked hours. Mr. Floramo said Sunday – Wednesday 12 pm to 8 pm, Thursday 12 pm to 10 pm; Friday & Saturday noon to midnight. Selectman Panetta asked about music outside. Mr. Floramo said he's requesting background music but not sure if he will utilize it. Selectman Panetta confirmed the Police no longer has concerns. Selectman Cicolini read police response.

Selectman Cicolini moved to grant the request for temporary modification of outdoor seating & entertainment by allowing a 30' x 50' tent; hours of operation Sunday through Wednesday 12 noon to 8 pm, Thursday 12 noon to 10 pm, Friday & Saturday 12 noon to 12 midnight; background music allowed during approved hours of operation; 7 conditions of the fire dept.: emergency exits from the main building be kept clear; if tents are used a flammability certificate be obtained, all establishments requesting tents that no heaters of any type be under the tent; fire extinguishers be properly placed; adequate protection from vehicle traffic be provided i.e. Jersey Barriers; Fire Department walk through; and when the building can be occupied again the temporary seating be removed; and to review on July 14, 2020 and every 30 days thereafter. Chair seconds 5-0.

The Chair said he hates to prevent any from opening and noted the possible mix up from the Zoom meeting and asked if Board Members could meet on Friday. Selectman Panetta said all 3 had some issues. Selectman Cicolini said Fuddrucker's were looking for both locations and asked clarification be sent to public safety for comment.

Citizen's Comments

Joe Vecchionne was present on video conference and asked the Manager for update on Caddy Farm Development. The Manager said an agreement that they would produce a proposal and conceptual design excluding using Saugus streets and is waiting on that and said this project has been going on for 15 years. Mr. Vecchionne said he's getting 2 different narratives from the town and from the company and said he saw a draft plan and MOU and is looking for some movement. The Manager said Town Meeting Members have met with the developer in the past over the years and documents have been provided to our counsel. Mr. Vecchionne said he will circulate the info he has so there's no confusion. The Chair said he and Selectman Panetta attended Revere Planning Board meeting and they gave the town 60 days to act and asked if we are in jeopardy. The Manager said no and said everything is suspended due to the pandemic.

Old Business: -Annual Town Meeting discussion on date & location / potential vote

The Manager said nothing has been approved yet and he is in contact with Town Counsel and said he is concerned because he would like financials wrapped up by the end of the month. The Collector / Treasurer stressed we cannot use free cash after June 30th and are trying to minimize the impact. The Manager explained we have a revue deficit and would like to use free cash before stabilization account to balance this year's budget.

New Business: Selectman Riley re: request to insert Article into Annual Town Meeting Warrant.

Selectman Riley explained how she tried to get some kind of resident assistance and has an Article to address any future needs that may happen and read and said if Board Members agree she will include on the Article submitted by the Board. Selectman Panetta said on the bills now has 2 options to donate to the Saugus Education Fund, and to the Veterans Relief Fund and asked if she's proposing a 3rd. Selectman Riley said yes, to be used in a State of Emergency. Selectman Panetta asked the Collector / Treasurer in general how much comes in. The Collector / Treasurer said not much. Selectman Cicolini said you can't give a false sense that there's money and said for it to be a contribution you need a non-profit, but fully supports the Article.

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Selectman Cicolini moved to insert the Article submitted by the Selectmen into the Annual Town Meeting Warrant. Chair seconds 5-0.

Manager's Report:

The Manager gave update on COVID-19 numbers in Saugus; and said he agrees with what the Board is doing for restaurants and have spoken to the Chiefs to streamline the process; and said he has brought in an expert to assist with businesses reopening and self-certification and the Task Force in place, and said they are in process of inspections; and said he's in the process of submitting for a grant to DHCD to create and administer grant money to support businesses effected due to the pandemic to help them get back on their feet; and said he's created a page for all COVID-19 information on the website and will continue to add information; and said he has had discussions regarding opening of parks and the library and camps and will get more info out; and said he hired a consultant to look at reopening and keeping employees and residents safe in Town Buildings.

Selectman Panetta asked for update on street light project. The Manager said it's about 20% complete and should be done in another month or so.

Selectman Riley said taxes were delayed to June 1st and asked if we are still waiving late fees and penalties. The Collector / Treasurer said yes under the Governor's order.

Selectman Riley asked about snow & ice deficit. The Manager explained deficit if around \$300,000.

Selectman Serino asked how tax collection is going. The Collector / Treasurer said quite a few pay through their mortgage and said collections are down. The Manager said he is looking for a 10-25% reduction in receipts next year.

Approval of minutes: May 19, 2020

Selectman Panetta moved to table the minutes. Chair seconds 5-0.

Member's Comments:

Selectman Cicolini hoped all are staying safe & healthy and thanked Selectman Riley and everyone involved in putting Memorial Day Ceremony together.

Selectman Serino congratulated the 9 students that won the Unsung Hero Awards.

Selectman Panetta said these are different times, but the Memorial Day Ceremony was still a beautiful tribute; and said the Unsung Hero's parade was great; and announced car parade for graduates; and wished all the best.

Selectman Riley recognized the American Legion for putting together the Memorial Day Ceremony and thanked Mr. Fawcett & Mr. Falasca for flagging the graves; and announced on June 20th a Town wide food drive at the senior center.

The Chair asked the Manager if he had appointments coming up. The Manager said yes. The Chair said he wished the violence would stop and noted the unnecessary death of Mr. Floyd and said there was discussion about a protest scheduled in Revere. Selectman Cicolini said the Mayor postponed it. The Chair wished our police all the best and safety and said its unfortunate this happened. The Chief thanked the Chair and said it was a tragic incident and said we strive training on use of force and conflict resolution to avoid situations.

Selectman Panetta moved to adjourn. Chair seconds 5-0.

Meeting adjourned at 9:16 PM.

Respectfully submitted,
Wendy Reed, Clerk