

Board of Selectmen Meeting
Tuesday, November 16, 2021
7:00 PM

Present: Chairman Anthony Cogliano, Vic-Chair Debra Panetta, Selectmen Jeffrey Cicolini, Michael Serino and Corinne Riley.

Chairman Cogliano opened the meeting and led in the Pledge of Allegiance.

Invited Guest: Ms. Wendy Hatch, Treasurer, and Collector: MWRA Local System Assistance Program Loan - \$133,000.00. Request for a zero-interest loan from MWRA in the amount of \$133,000.00 from the waterline replacement. Selectman Cicolini moved to sign the documents, Chair seconds, all in favor, motion passes 5-0. Documents signed by Board.

CONTINUED HEARING: 110 Grill, 855 Broadway, Saugus, MA for a Change of Manager to Ms. Leigh Anne Bull. Selectman Panetta moved to take the hearing request off the table. Chair seconds, all in favor, motion passes 5-0. Ms. Bull, 130 Chestnut St, Wilmington, MA. Selectman Serino remarked about her many years of experience in the restaurant business. Ms. Bull stated she is on the premises 60 hours a week. Certified until 2026. Any in favor, opposition seeing none. Selectman Panetta moved to close the hearing, Chair seconds, all in favor, motion passes 5-0. Selectman Panetta moved to grant the request of a change in manager at 110 Grill to Ms. Leigh A. Bull. Chair seconds, all in favor, motion passes 5-0.

PUBLIC HEARING WITHDRAWN Thompson Ink, Mario Thompson owner of Thompson Ink, withdrew his request for a Tattoo business at 163 Lincoln Avenue.

Town Manager to request Special Town Meeting. Mr. Crabtree stated: "We sometimes use the stabilization money at town meeting to balance the budget because of the unknowns. I am requesting the Board to call for a Special Town Meeting so we can clean up the budget in Article 2 free cash instead of stabilization monies and that will allow us to be able to complete our budget process and tax classification hearing in Finance Committee.

Schedule provided to the Board which includes a Special Town Meeting to be called on December 6, 2021 at 7:30 PM to open the meeting, insert articles and it will give enough time for the town clerk to post the Special Town Meeting tomorrow, November 17, 2021. It would allow the Finance Committee, if they choose, to hold a December 1, 2021, meeting to review the articles and make recommendations to Town Meeting and then hold a Special Town Meeting on Monday, December 6, 2021, to allow the Board to have the Board of Assessors to present a rate classification for the Selectmen to accept and vote on Tuesday, December 7, 2021. If that schedule works for the Board, it works for us and gives us enough time with the Department of Revenue to make sure we get through the Special Town Meeting that night and close the Special Town Meeting, stay on track, and meet the guidelines with the Department of Revenue."

Vice Chair Panetta made the motion to schedule a Special Town Meeting on December 6, 2021, at 7:30 PM. Chair seconds, all in favor, motion passes 5-0. Selectman Panetta made the motion to insert the four articles into this Special Town Meeting. Chair seconds, all in favor, motion passes 5-0. Selectman Panetta made the motion to close the Town Warrant. Chair seconds, all in favor, motion passes 5-0.

PUBLIC HEARING 7:15 PM: Application from M&W Trust, William and Madeline C. Wong, and WM Realty, owners of land at 920-950 Broadway, (Kowloon), Saugus, MA for a Special Permit (S-2) under Chapter 40 Section 9 and Section 21.10, of the Saugus Zoning By-laws, as Follows: To allow two buildings to exceed four (4) stories and to exceed 55 feet in height. Both buildings to be six (6) stories and 67'-8" in height.

Attorney Richard Magnan, with Mr. Robert Wong. Attorney Magnan requested a continuance for time to supplement our presentation based on recent developments requiring further information to the Board. Selectman Cicolini suggested a promising idea for the Wong family meet with neighbors, a good gesture. Vice Chair Panetta also supported the request.

Selectman Riley read into the record a letter from the State Ethics Commission, for many years prior to 2021, it was determined my inquiry regarding serving as campaign manager for State Representative Donald Wong posed no conflict and advised me to submit a disclosure of appearance which I filed with the town clerk today, November 16, 2021. Selectman Riley: "Taking into account that I have disclosed the above, I feel that I can perform my duties officially and objectively."

Selectman Cicolini made the motion to continue the Kowloon public hearing to a later date. Chair seconds, all in favor, motion passes 5-0.

CORRESPONDENCE

KOHLs, Lindsey Kimmel, request for extended holiday hours for Black Friday, November 19, 2021. Selectman Panetta made the motion to allow Kohl's to be open on Black Friday 12 AM to 6 AM with police detail as needed. Chair seconds, all in favor, Selectman Riley abstained as being a shareholder in the company; motion passes 4-0.

Ms. Swarth Jan regarding 36 Houston Avenue concerned about the conservation land, a boat yard and trees that were cut down and requested information on a buffer zone regulation as boats are placed too close to the water line. Selectman Cicolini stated a survey should be done first as there is no zoning determination. We need to find the responsibility where the lot lines are. We need to protect the neighbors. Pickets on the fence be repaired and give back some greenery.

Town Manager Crabtree explained the multiple issues. Some of the land belongs to the Housing Authority and may have some use for the town, but the Housing Authority needs to enforce the problem. Owner needs to work with town counsel to get a determination on zoning requirements. DEP notice was once there but has disappeared. We will find out what orders are already in place. Other neighbors are concerned about the land and the water rising from the river.

Selectman Cicolini stated that the letter written by Inspectional Services Director Dan Kelly is quite serious. "These issues need to be addressed and get some closure and asked for more information soon and information will be forwarded to Ms. Jan within at least 30 days."

Selectman Serino: "I looked at the property and saw a large boat almost touching the wires. The lots are grandfathered and residential to commercial in the 80's. They may have to come before the board for permits."

Chair Cogliano told Ms. Jan that it will take a while before all information is gathered. Town Manager will keep Ms. Jan informed.

Selectman Panetta stated the letter went out in June and asked what has been done. Town Manager said that all facts are needed to be investigated. Some work was being done.

Mr. Delios at 32 Spencer Avenue. He told the board the property was unkept. They did clean it up, but they seem to be encroached upon 36 Houston Avenue. The flooding issue is a severe problem for the neighbors. There are more parks in the area. Property needs to be surveyed.

Invitation from Selectmen to invite Ms. Michelle Murray, 16 Waban Street to appear before the board requesting two slow signs to be placed on Waban Street. Selectman Cicolini agreed with Lt. Connors that speed monitoring on street; the sign Children Playing is not a good idea and made the motion to refer the issue the town manager, chair seconds, all in favor, motion passes 5-0.

Article from William E. Cross, Chairman of the Saugus Retirement Board requesting the following articles to be inserted into the next Annual or Special Town Meeting. Acceptance of Legislation/Increase of Survivor Benefits Section 29 and 30; Acceptance of Legislation/Increase of Survivors Benefits Section 28 of Chapter 13; And Acceptance of Legislation/Increase of Survivors Benefits of Section 19 of Chapter 188. Selectman Panetta moved to accept the Articles to be inserted into the next Annual or Special Town Meeting Warrant. Chair seconds, motion passes 5-0.

CITIZEN'S COMMENTS: Darlene Minaclery, a business owner located on Jackson Street. She asked about a vote that property was taken last summer of Richard Phelan, Biscayne Avenue. Town Manager stated the issue is presently in litigation and should not be discussed. Selectman Cicolini told her that a public hearing would require advertising first. Selectman Cicolini stated that all hearings need posting prior to scheduling a public hearing.

OLD BUSINESS:

NEW BUSINESS:

TOWN MANAGER REPORT: Town Manager Crabtree: "Covid Report: 66 new cases in Saugus. Two deaths. The state is pulling their testing sites and pulling out the contract as well. The town was using funds, and it should be the state the money received from the Feds. Cases are rising. Leaf pickup a little behind and the DPW is working on tree issues, and some be

pushed to the spring. The Annual Tree Lighting on Friday, December 3, 2021, starting about 5 PM. Bring back sleigh rides, horses, and petting zoo. Cliftondale tree on its way from Philadelphia.”

APPOINTMENTS: Vice Chairman Panetta moved to appoint Mr. Northrup to an alternate position on the Board of Appeals with his term to expire on March 31, 2025. Chair seconds, all in favor motion passes 5-0. Selectman Panetta made a motion to appoint Ms. Donna Moray to the Saugus Cultural Council with her term ending March 31, 2024. Chair seconds: all in favor, motion passes 5-0.

MEMBER COMMENTS: The board thanked the voters, wished the community a Happy Thanksgiving, the Veteran’s Council for the recent celebration and thanked the DPW. Selectman Cicolini spoke of the issue with destruction at World Series Park and asked if the police chief would investigate the situation. Town Manager spoke about lights and will meet with the police chief. Chairman Cogliano suggested parents to be charged for restitution. Selectman Riley asked about roller blading on the basketball courts and the town manager found no damage at the courts regarding roller blades. Selectman Cicolini stated that Troop 62 will be selling live Christmas Trees at Soc’s Ice Cream on the Lynn Fells Parkway, thanks to the Casciola family.

Selectman Serino thanked the Veteran’s Council for the Veteran’s Day celebration. Also, he believes the Conservation Commission needs another member and there is an application available for the town manager to review.” Selectman Serino expressed concern about kids on the Rail Trail and requested cameras at each end of the trail. The town manager will take a look for internet service locations.

Vice Chair Panetta stated that she received the Master Plan and will be reviewed and shared by the Board prior to the MAPC meeting. Ms. Panetta suggested that a resident on Norma Road meet with neighbors regarding signs.

Chair Cogliano announced a Wheelabrator subcommittee meeting 6:30, in the Conference Room November 17, 201 to discuss a proposed agreement and to then present it to the Board of Health. Also, concerned about traffic at the Orchard and Highland Avenue. Town Manager Crabtree told the board the sink hole is being addressed. Busses are also a problem. The business at 74 Hamilton Street needs discussion as to status. He stated that the property cannot be purchased as the S-2 Permit was conditioned upon the sale of the property. “To enforce the conditions, we placed on the property, we would need to bring them back in for a hearing to see if conditions could be changed or revert to pre-zoning with no conditions.”

Chair Cogliano suggested a meeting be scheduled with the town manager on December 7, 2021, at 6 PM prior to the Board meeting at 7:00 PM. A schedule needs to be listed with public hearings schedule. December 14, 2021, to be scheduled.

CITIZEN COMMENTS: NONE

ACCEPTANCE OF MINUTES: Vice-Chair Panetta made the motion to approve the minutes of October 19, 2021, with corrections noted. Chair seconds, motion passes 5-0.

ADJOURNMENT: Selectman Serino moved to adjourn the meeting Chair seconds all in favor, motion passes 5-0. Meeting ended 8:53 PM. Note: Vote of the Board of Selectmen regarding Water Bond attached.



Respectfully submitted, Janice K. Jarosz, Temp Clerk

Other mt I

11-16-2021

VOTE OF THE BOARD OF SELECTMEN

Voted: that the sale of the \$133,000 Water Bond of the Town dated November 29, 2021, to Massachusetts Water Resources Authority (the "Authority") is hereby approved and the Town Treasurer or other appropriate Town official is authorized to execute on behalf of the Town a Loan Agreement and a Financial Assistance Agreement with the Authority with respect to the bond. The bond shall be payable without interest on November 15 of the years and in the principal amounts as follows:

<u>Year</u>	<u>Installment</u>
2022	\$26,600
2023	26,600
2024	26,600
2025	26,600
2026	26,600

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 vote.

I further certify that the votes were taken at a meeting open to the public, that no vote was taken by secret ballot, that a notice stating the place, date, time and agenda for the meeting (which agenda included the adoption of the above votes) was filed with the Town Clerk and a copy thereof posted in a manner conspicuously visible to the public at all hours in or on the municipal building that the office of the Town Clerk is located or, if applicable, in accordance with an alternative method of notice prescribed or approved by the Attorney General as set forth in 940 CMR 29.03(2)(b), at least 48 hours, not including Saturdays, Sundays and legal holidays, prior to the time of the meeting and remained so posted at the time of the meeting, that no deliberations or decision in connection with the sale of the bond were taken in executive session, all in accordance with G.L. c.30A, §§18-25, as amended.

