

Saugus Board of Selectmen  
August 18, 2020

MEETING MINUTES

AGENDA

Saugus Board of Selectmen  
August 18, 2020 at 7:00 PM

Zoom Meeting: Meeting ID: 575 813 4676 Passcode: 199123

<https://us02web.zoom.us/j/5758134676?pwd=bFY5UlgxdlQ4M2NiaEplS3NTbUdGUT09>

Call to order.

Correspondence:

- 1.) Collector / Treasurer re: request the Board Vote to approve the issuance and details of the Bonds and notes to the MCWT and sign related note closing papers.
- 2.) Mr. DiNardo re: proposed Essex Street Study Committee.
- 3.) Angela's Coal Fired Pizza re: request to resubmit application to the ABCC for reconsideration.
- 4.) Veterans Agent re: request to insert Article into next Special Town Meeting Warrant.

Citizen's Comments

Continued Hearings:

Public Hearings:

7:15 PM public hearing on amending the Town's Traffic Rules & Regulations Article V, Section 2. Parking Prohibited on Certain Streets: BY designating "No Parking" on Donna Road and on Norma Lane.

7:20 PM Berry Pizza, Inc. d/b/a Stella's Pizza, 465 Essex Street, for Entertainment License.

7:25 PM Santoro's Sub Villa, Inc., for Special Permit (S-2) to allow a modification of drive through window by allowing a second drive through window at Dunkin Donuts, located at, 1204 Broadway, Assessor's Plan 1021, Lot 146.

Old Business:

- Review of approved temporary outdoor seating & entertainment.
- Army Corp. of Engineers re: Tide gate application
- Opening of Town Buildings.
- 74 Hamilton Street update

Manager's Report:

Approval of minutes: July 14, 2020 & July 22, 2020

Appointments:

Traffic Hearings Officer  
Dennis Moschella re: request for reappointment as Constable  
Wheelabrator re: request for reappointment of Sworn Weigher

Member's Comments: -Ballard School Study Committee -update

Citizen's Comments

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The Saugus Board of Selectmen met on August 18, 2020 at 7:00 PM via Zoom video conference. Present: Selectmen Jeffrey Cicolini, Debra Panetta, Corinne Riley, Michael Serino and the Chairman Anthony Cogliano.

The Chair called the meeting to order and offered a moment of silence for Saugus Building Inspector Fred Varone that passed away. The Chair said he battled hard with cancer and was hoping to come back to work. Selectman Serino agreed that Fred loved his job and worked to the last day and will be remembered as a gentleman and offered his sincere condolences to his family. Selectman Riley said he lived around the corner from her and he knew her family and will be missed and offered condolences to his family. Selectman Cicolini said he's known Fred for 50+ years and was a great guy that will be missed. Selectman Panetta said Fred was always kind and helpful and he loved his stories and loved Saugus and loved his job and will be missed and offered her condolences.

Correspondence:

1.) Collector / Treasurer re: request the Board Vote to approve the issuance and details of the Bonds and notes to the MCWT and sign related note closing papers.

Collector / Treasurer Wendy Hatch was present on video conference and explained the loan for phase II repairs at the Lincoln Ave pumping station as approved by Town Meeting. Selectman Cicolini said it's an interim loan and asked if this is a consolidation. The Collector / Treasurer said no and explained the original authorization amount. The Town Manager was present at the video conference and explained Town Meeting approved the appropriation and this action is for the Board to approve and authorize the borrowing. Selectman Panetta asked if they will be coming back for additional borrowing. The Collector / Treasurer said an application was submitted to MA Clean Water Trust and is per project basis and as we go through repairs, each piece is a separate application. The Manager said phase III is addressing the main line going to Lynn. Selectman Riley asked if the project goes to \$1m, will there be an update. The Collector / Treasurer said yes.

Selectman Cicolini moved it be VOTED:

- (1) that the Town shall issue a bond or bonds in an aggregate principal amount not to exceed \$1,070,000 (the "Bonds") pursuant to Chapters 44 of the General Laws and a vote of the Town passed May 1, 2017 (Article 6), which authorized a total borrowing of \$4,300,000 for the drinking water project identified in such vote (the "Project");
- (2) that in anticipation of the issuance of the Bonds the Treasurer is authorized to issue an interim loan note or notes (the "Notes") from time to time in an aggregate principal amount not to exceed \$1,070,000;
- (3) that each Bond or Note shall be issued as a single registered security, and sold to the Massachusetts Clean Water Trust (the "Trust") at a price determined pursuant to the Financing Agreement;
- (4) that the Treasurer is authorized to determine the date, the form, the maximum interest rate and the principal maturities of each Bond and Note, and to execute a Financing Agreement (or Agreements) with the Trust with respect to the sale of the Bonds and Notes, such date, form and maturities and the specific interest rate or rates of the Bonds and Notes to be approved by a majority of the Board of Selectmen and the Treasurer and evidenced by their execution of the Bonds or Notes;
- (5) that any certificates or documents relating to the Bonds (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.
- (6) that all action taken to date by the Town and its officers and agents to carry out the Project and its financing, including the execution of any loan commitment or agreement by the Treasurer, are hereby ratified, approved and confirmed; and

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(7) that the Treasurer and the other appropriate Town officials are each hereby authorized to take any and all actions necessary or convenient to carry out the provisions of this vote, including execution and delivery of the Financing Agreement(s) and the Project Regulatory Agreement(s) relating to the Project. Chair seconds 5-0.

2.) Mr. DiNardo re: proposed Essex Street Study Committee.

Al DiNardo, 199 Essex Street was present on video conference and thanked the Town for the enhanced traffic study and enforcement on Essex Street and express disappointment that the work being done by the State did not include any re-engineering or any changes and said there's a unique opportunity now with land for sale to reconfigure Essex Street and wanted to get his thoughts out for discussion.

Bill Brown TMMP4 was present on video conference and said he represents the people that supported lowering the speed limits and for enforcement and said the idea is intriguing and said he hasn't seen any plan on the rail trail and we need to take a closer look at this, but does support the study.

The Chair asked the Manager about the rail trail crossing changes. The Manager said it's a State project and they held a couple of meetings and they designed a safer crosswalk but will look into it. Selectman Serino said the State thought eliminating one crosswalk and putting a light would be safer.

3.) Angela's Coal Fired Pizza re: request to resubmit application to the ABCC for reconsideration.

Al Guevara was present on video conference and explained the ABCC's confusion with his name not being listed as manager of the LLC and submitted copies but they requested it come back to the Board for reconsideration.

Selectman Panetta moved to submit to the ABCC for reconsideration. Chair seconds 5-0.

4.) Veterans Agent re: request to insert Article into next Special Town Meeting Warrant.

No one was present.

Selectman Panetta moved to insert the Article into the next Special Town Meeting Warrant. Chair seconds 5-0.

Citizen's Comments     None.

Continued Hearings:     None.

Public Hearings:

7:15 PM            public hearing on amending the Town's Traffic Rules & Regulations Article V, Section 2. Parking Prohibited on Certain Streets: BY designating "No Parking" on Donna Road and on Norma Lane.

Selectman Panetta said this has been an issue for a while and the only issue she sees is no one may park there but it seems the neighbors are ok with that. Selectman Riley asked about resident only signs. Selectman Cicolini said that came up in the past and the residents opposed it and it seems they are all in favor of no parking and said it's been an ongoing issue for a long time and now they have signature and it looks like all are in favor. Selectman Riley confirmed this isn't a new issue.

Any to speak in favor or in opposition?

Jacqueline Kiddy was present on video conference in favor and described issues and asked they support this.

Selectman Panetta moved to close the hearing. Chair seconds 5-0.

Selectman Panetta moved the Board vote to amend the Town's Traffic Rules & Regulations Article V, Section 2. Parking Prohibited on Certain Streets: by designating "No Parking" on Donna Road and on Norma Lane. Chair seconds 5-0.

7:20 PM            Berry Pizza, Inc. d/b/a Stella's Pizza, 465 Essex Street, for Entertainment License.

No one was present.

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Selectmen Panetta said this is for 1 television and when they came for transfer of license, the request was not included and has no issue voting tonight. Selectman Serino clarified need for Entertainment License for 1 television.

Any to speak in favor or in opposition? None.

Selectman Panetta moved to close the hearing. Chair seconds 5-0.

Selectman Panetta moved to grant Entertainment License for one television with same conditions as Common Victualer's License. Chair seconds 5-0.

7:25 PM Santoro's Sub Villa, Inc., for Special Permit (S-2) to allow a modification of drive through window by allowing a second drive through window at Dunkin Donuts, located at, 1204 Broadway, Assessor's Plan 1021, Lot 146.

Attorney Richard Magnan, 194 Central Street was present on the video conference with engineer Rick Salvo and consultant Connie Justis and explained location and plan to address back-ups onto Essex Street and feels this will have a positive effect and noted comments from departments had no objections. Mr. Salvo showed plan and explained changes. Selectman Cicolini said he loves the idea to get rid of the wall and have green areas and asked wouldn't they want to make it wider. Mr. Salvo said they could but would rather keep pervious surface. Ms. Justis said in her experience the side by side drive through lanes, incorporated into the design makes easier maneuvering. Selectman Cicolini said it will still have ample parking. Selectman Panetta said this location is very tricky and hopes this will make it better. Selectman Serino asked the number of parking spots and asked if the dumpster will be closed on all four sides. Mr. Salvo said 6 spots are required and they will have 24 and the dumpster will have fence enclosure. Selectman Riley asked for clarification of where the order board will be. Mr. Salvo showed on plan. Selectman Panetta confirmed all will be on Dunkin Donuts lot and not on Santoro's. Mr. Salvo also noted the strip between the properties.

Any to speak in favor or in opposition? None.

Selectman Cicolini moved to close the hearing. Chair seconds 5-0.

Selectman Cicolini moved to grant the request of Santoro's Sub Villa, Inc., a Special Permit (S-2) to allow a modification of drive through window by allowing a second drive through window at Dunkin Donuts, located at, 1204 Broadway, Assessor's Plan 1021, Lot 146. Selectman Serino added without objection the following conditions: the dumpster to be enclosed on all 4 sides; and a minimum of seven 6' evergreens as submitted per plan by Engineering Alliance. Chair seconds

Roll call vote: Selectman Cicolini, yes; Selectman Panetta, yes; Selectman Riley, yes; Selectman Serino, yes; Selectman Cogliano, yes.

Selectman Cicolini asked ETA. Mr. Salvo said spring. Ms. Justis said they will break ground September / October.

The Chair asked Mr. Salvo if the tech he used for the meeting (to show plans etc.) would be beneficial to set-up for the Planning Board. Mr. Salvo said yes. The Chair asked if he would work with us. Mr. Salvo said yes.

Old Business:

- Review of approved temporary outdoor seating & entertainment.
- Army Corp. of Engineers re: Tide gate application
- Opening of Town Buildings.
- 74 Hamilton Street update

Review of approved temporary outdoor seating & entertainment.

Board Members discussed existing temporary outdoor seating noting some are not using what was approved.

Army Corp. of Engineers re: Tide gate application

Bob Hunt was present on video conference and gave brief description of flood gate project and said if the Board agrees he recommends 2 letters be sent, 1 to the Army Corp of Engineers and 1 to their congressional delegation. Selectman Riley asked he clarify difference between flood gate & tide gate. Mr. Hunt said they are synonymous. Selectman Serino thanked him for putting his efforts into this and asked

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regarding the marsh restoration if it could be done without moving the sand. Mr. Hunt said he worked on Revere Beach restoration and knows they (DCR) would like to get the marsh restored and the Corp put a lot of work into this and feels once flood controls are in they can open up I95. Selectman Riley said Town Meeting approved letter and asked the Manager if anything has been done on that yet and if it would be possible to get it submitted by the August 30<sup>th</sup> deadline. The Manager said it was his understanding Town Meeting voted to have the Town Clerk or Moderator draft letter. Selectman Serino said the letter should come from the Board or Town Manager. Mr. Hunt said 1 letter should go to the Corp requesting the study. Selectman Riley said the application is due by August 30<sup>th</sup> and Mr. Hunt has filled out all he could and the rest needs to be completed by the Town.

Peter Manoogian was on video conference and said Town Meeting did vote to send letters and Rep. Vincent has sent a letter in support and we need to work through our delegation to have Congress reauthorize the study and said the application is pretty much complete to send request to the Army Corp and urged the Board to collaborate and send letter. Mr. Hunt clarified the letter to Congress would be to reauthorize the project and the letter to the Army Corp of Engineers is for the study.

Selectman Cicolini moved the Board vote to move forward with this and work collaboratively with the Town Manager to get it done. Chair seconds 5-0.

Opening of Town Buildings.

The Manager said he is trying to form a plan through designers & engineers for all public buildings including schools and said it is consuming a lot of time going through guidelines and looking at recommendations and said a lot has to do with ventilation and said people are working in the Town buildings and said Saugus is now in the “red zone”, a high-risk community and are looking at adjustments and are looking at having a testing site and will be putting a strategic plan together. The Chair said there was more testing in the last 2 weeks. The Manager said there is a correlation. Selectman Panetta said it’s her understanding that the School Committee may have to rethink school opening. The Manager said employees have concerns and are putting plans together to make sure it’s safe.

74 Hamilton Street update

The Chair said the property owner has a signed P&S and have paved the lot and will start other work soon.

Manager’s Report:

The Manager said there’s a lot going on and is thrilled with the new hires; and sad he has 2 Animal Control Officers noting the previous Board approved him as appointing authority and has put them under the police dept. Selectman Riley said under MGL, our Charter and By-Laws the appointment is by the Selectmen. The Manager said he spoke with the previous Board and they thought it best this way. Selectman Cicolini said the previous Board approved a temporary appointment not a permanent appointment and at that time he feels strongly it’s the responsibility of the Board. The Chair said he feels the same, any long term appointment he believes should be a Board appointment. Selectman Riley said she wants to be clear that she has no problem with the appointee and said it’s about the process. Selectman Panetta said at the time the Animal Control Officer left with no time to fill the vacancy and after she spoke to Town Counsel felt the manager appoint until they have someone and agree it should come before the Board. The Manager said he is appointing under a different authority but will figure it out.

Selectman Panetta asked for street light update. The Manager said it’s about 85-90% and explained.

Selectman Riley asked about appointments. The Manager said he will follow up with his Administrative Assistant.

Selectman Riley asked about Western Ave project. The Manager said his office did receive some complaints and said once National Grid is done they will put a coat for the winter and pave it in the spring.

Approval of minutes: July 14, 2020 & July 22, 2020

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Selectman Panetta moved to approve the minutes dated July 14, 2020 with a couple of changes. Chair seconds 5-0.

Selectman Panetta moved to approve the minutes dated July 22, 2020 with a couple of typos corrected. Chair seconds 5-0.

Appointments: Traffic Hearings Officer  
Dennis Moschella re: request for reappointment as Constable  
Wheelabrator re: request for reappointment of Sworn Weigher

Traffic Hearings Officer

Selectman Panetta moved to reappoint Stephen Sweeney as Traffic Hearings Officer to expire August 31, 2021. Chair seconds 5-0.

Dennis Moschella re: request for reappointment as Constable

Selectman Panetta moved the Board vote to reappoint Dennis Moschella as Constable in the Town of Saugus to expire September 30, 2023. Chair seconds 5-0.

Wheelabrator re: request for reappointment of Sworn Weigher

Selectman Panetta moved to reappoint Steve Braga as Sworn Weigher at Wheelabrator to expire July 31, 2021. Chair seconds 5-0.

Member's Comments: -Ballard School Study Committee -update

Selectman Riley gave update on the Ballard School Study Committee and reported a survey is out, a face book page has been created and will have a report completed by the October deadline and said she thinks with the new master plan committee, it's a great way to reach out to the community; and offered her condolences to the Varone Family and the Markowsky Family.

Selectman Cicolini said we lost 2 fine gentlemen and offered condolences; and commented that we should use caution in siloing these study committees by precincts and said we need to look at the full needs of the town and should focus on the master plan; and thanked the manager & DPW for addressing citizen issues.

Selectman Serino asked for update on street signs and radar signs. The Manager said the study has all included and it's a matter of timing. Selectman Serino asked if tours will be scheduled for the new school. The Manager said there will be a primary election there with 4 precincts and will see. Selectman Serino said regarding use of school buildings that it should be a town initiative with input from the neighborhood; and agrees the Canine Officer is appointed by the Board under a State Statute; said he had a great time at graduation and thanked all involved.

Selectman Cicolini offered to coordinate with the police chief having the officers and 1<sup>st</sup> responders in.

Selectman Panetta offered condolences to the Markowsky Family & Varone Family; and said people are vocal about what they want in their neighborhoods so it will be interesting to see what comes out of the (Ballard School) study; and said it is heartwarming to see residents supporting our police officers; and agreed it was a wonderful graduation ceremony and wished them all the best; announced ballots may be put in the white box in front of town hall and there's more information on the website; thanked the Manager & DPW on the response on "See Click Fix".

Selectman Riley thanked the Manager and said the American Legion stairs came out great.

The Chair recognized the Inspectional Services Dept. for all their work while Fred Varone battled his illness. Selectman Cicolini also thanked the Malden Building Inspector for helping out. The Chair asked about Planning Board meeting and said everyone else is meeting. The Manager said he will support whatever their plans are. The Chair wished his wife a happy 30<sup>th</sup> anniversary.

Citizen's Comments None.

Selectman Cicolini moved to adjourn. Chair seconds 5-0. Meeting adjourned at 9:29 PM  
Respectfully submitted,  
Wendy Reed, Clerk