

Saugus Board of Selectmen
November 17, 2020

MEETING MINUTES

AGENDA

Saugus Board of Selectmen
November 17, 2020 at 7:00 PM

Zoom Video Conference: Meeting ID: 816 3164 1183 Passcode: 166258

Join Zoom Meeting

<https://us02web.zoom.us/j/81631641183?pwd=TU1kVmpPZWhrN0J5TGxDeVNVaWVhZz09>

AMENDED 11/12/20

Correspondence:

- 1.) Collector / Treasurer re: request Vote to approve the General Obligation Municipal Purpose Loan of 2020 in the amount of \$14,490,000.00”.
- 2.) Kohl’s, 333 Broadway re: request for 1 day Extended Hours of Operation Permit for Black Friday.

Citizen’s Comments

Continued Hearings: AAH Restaurant Company LLC d/b/a Fuddruckers, 910 Broadway, for transfer of All Alcohol Common Victualer’s License, Entertainment License, and License for twelve coin operated devices; and new manager FROM Boland Group I, LLC d/b/a Fuddruckers, 910 Broadway; and application for pledge of All Alcohol Common Victualer’s License & Pledge of inventory.

Public Hearings:

7:15 PM National Grid to construct underground electrical conduit, including necessary fixtures under and across the following public way: Pranker Road from approximately 160’ south of centerline of intersection of Pillings Road & continuing approximately 10’ westerly – installation of one 3” conduit approximately 5’ from pole #6 to #8 Pranker Road as shown in plan #29929282 dated 10/13/20.

7:17 PM National Grid to construct underground electrical conduit, including necessary fixtures under and across the following public way: Collins Avenue from approximately 450’ westerly of centerline of intersection of Broadway and continuing approximately 50’ in a southerly direction – installation of 2-4” conduit from pole #7 to proposed MH1 & installation of 2-4” conduit from pole #9 to proposed MH1 as shown in plan #29859292 dated 10/15/20.

Old Business: -Update: Saugus Auto Repair, Inc., 74 Hamilton Street
-Update on Licenses approved but not issued yet.
-Schedule show cause hearing on any establishment Licensed by the Selectmen.
- Shoyu Group, LLC d/b/a Shoyu Restaurant, 124 Broadway, Unit D for modification of existing Entertainment License by allowing additional televisions as voted 10/27/20.

Manager’s Report: **Request to call a Special Town Meeting & insert Articles**

Approval of minutes: October 27, 2020

Member’s Comments:

- Baker Street no parking issue.
- Discussion on meeting to review CIP.

Citizen’s Comments

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The Saugus Board of Selectmen met on November 17, 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 Board held a moment of silence in remembrance of former Selectman Richard Barry that passed away.

Selectman Serino said he knew him many years and dedicated his life to public service and the Town and offered his condolences to his friends and family.

Selectman Riley said he was a wonderful man that did so many things and he will be missed and offered condolences to his family.

Selectman Cicolini echoed the sentiments and said he was a longtime friend of his parents and wise beyond his years and will be sadly missed.

Selectman Panetta said she knew him 30 years and encouraged her to get involved and he put his whole heart and soul in everything he did and will be missed and offered condolences.

The Town Manager Scott Crabtree offered his condolences.

The Chair said he remembers him when he was in little league & CYO basketball and served with him on the Board of Selectmen and he worked on the capital plan and the building of the new senior center and would like to explore having the senior center named for him and offered his condolences. Board Members agreed it's a good idea to explore.

Correspondence:

1.) Collector / Treasurer re: request Vote to approve the General Obligation Municipal Purpose Loan of 2020 in the amount of \$14,490,000.00".

Collector Treasurer Wendy Hatch was on video conference and said we maintain our strong bond rating and explained the request.

Selectman Cicolini moved the Board Vote: that the sale of the \$14,490,000 General Obligation Municipal Purpose Loan of 2020 Bonds of the Town dated November 19, 2020 (the "Bonds"), to Raymond James & Associates, Inc. at the price of \$15,147,615.05 and accrued interest, if any, is hereby approved and confirmed. The Bonds shall be payable on October 1 of the years and in the principal amounts and bear interest at the respective rates, as follows:

<u>Year</u>	<u>Amount</u>	<u>Interest Rate</u>	<u>Year</u>	<u>Amount</u>	<u>Interest Rate</u>
2021	\$350,000	5.000%	2034	\$475,000	2.000%
2022	490,000	5.000	2035	440,000	2.000
2023	500,000	5.000	2036	445,000	2.125
2024	515,000	5.000	2037	455,000	2.250
2025	365,000	5.000	2038	470,000	2.250
2026	380,000	5.000	2039	480,000	2.375
2027	395,000	5.000	2040	490,000	2.375
2028	400,000	5.000	2041	500,000	2.375

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2029	420,000	5.000	2042	515,000	2.500
2030	425,000	4.000	2043	525,000	2.500
2031	440,000	4.000	2044	540,000	2.500
2032	455,000	3.000	2047	1,710,000	2.625
2033	465,000	2.000	2050	1,845,000	2.625

Further Vote: that the Bonds maturing on October 1, 2047 and October 1, 2050 (each a “Term Bond”) shall be subject to mandatory redemption or mature as follows:

Term Bond due October 1, 2047

<u>Year</u>	<u>Amount</u>
2045	\$555,000
2046	570,000
2047*	585,000

* Maturity

Term Bond due October 1, 2050

<u>Year</u>	<u>Amount</u>
2048	\$600,000
2049	615,000
2050*	630,000

* Maturity

Further Vote: that in connection with the marketing and sale of the Bonds, the preparation and distribution of a Notice of Sale and Preliminary Official Statement dated October 22, 2020, and a final Official Statement dated October 29, 2020 (the “Official Statement”), each in such form as may be approved by the Town Treasurer, be and hereby are ratified, confirmed, approved and adopted.

Further Vote: that the Bonds shall be subject to redemption, at the option of the Town, upon such terms and conditions as are set forth in the Official Statement.

Further Vote: that the Town Treasurer and the Board of Selectmen be, and hereby are, authorized to execute and deliver a continuing 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 Bonds for the benefit of the holders of the Bonds from time to time.

Further Vote: 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

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procedures, in order to monitor and maintain the tax-exempt status of the Bonds and to comply with relevant securities laws.

Further Vote: 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.

Further Vote: 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 5-0.

2.) Kohl’s, 333 Broadway re: request for 1 day Extended Hours of Operation Permit for Black Friday.

Selectman Riley said she will recuse herself, being a shareholder.

Janette Churchill, manager of Kohl’s 333 Broadway said they are looking to open at 5AM.

Selectman Panetta moved to allow the request of Kohl’s for 5AM opening on 11/27/20 for Black Friday event with conditions of public safety. Chair seconds 4-0 with one abstention by Selectman Riley.

Selectman Panetta commented she was surprised only one request this year.

Citizen’s Comments None.

Continued Hearings: AAH Restaurant Company LLC d/b/a Fuddruckers, 910 Broadway, for transfer of All Alcohol Common Victualer’s License, Entertainment License, and License for twelve coin operated devices; and new manager FROM Boland Group I, LLC d/b/a Fuddruckers, 910 Broadway; and application for pledge of All Alcohol Common Victualer’s License & Pledge of inventory.

Attorney Chris Latham was present on video conference with applicant Adriane LeBlanc & seller Jim Boland and explained they withdrew the pledge and submitted revised application pages. Mr. Boland said he has been there for 30 years and Ms. LeBlanc has been there 20 years and knows she will be successful.

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 AAH Restaurant Company LLC d/b/a Fuddruckers, 910 Broadway, for transfer of All Alcohol Common Victualer’s License, Entertainment License, and License for twelve coin operated devices; and new manager FROM Boland Group I, LLC d/b/a Fuddruckers, 910 Broadway with no pledge. Chair seconds 5-0.

Public Hearings:

7:15 PM National Grid to construct underground electrical conduit, including necessary fixtures under and across the following public way: Pranker Road from approximately 160’ south of centerline of intersection of Pillings Road & continuing approximately 10’ westerly – installation of one 3” conduit approximately 5’ from pole #6 to #8 Pranker Road as shown in plan #29929282 dated 10/13/20.

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Socrates Perez, representing National Grid was present on video conference and described. Selectman Panetta said the DPW Director is uncomfortable approving this and asked if he has met with him. Mr. Perez said he met with the Supervisor and he ok'ed the location. Selectman Cicolini asked when they met. Mr. Perez said on the 6th. Selectman Riley asked if there was some way the review could be done in a timely manner. The Manager said communication is terrible. The Chair said the Board doesn't have anything from the DPW Director. Mr. Perez said he asked and was told they were good to go. Selectman Panetta said the issue with late payments was resolved but would like to see an update. Any to speak in favor or in opposition? None.

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

7:17 PM National Grid to construct underground electrical conduit, including necessary fixtures under and across the following public way: Collins Avenue from approximately 450' westerly of centerline of intersection of Broadway and continuing approximately 50' in a southerly direction – installation of 2-4" conduit from pole #7 to proposed MH1 & installation of 2-4" conduit from pole #9 to proposed MH1 as shown in plan #29859292 dated 10/15/20

Mr. Perez explained request. The Chair said the DPW Director submitted the same comment as last hearing. Mr. Perez said he met with the Supervisor. Selectman Serino asked they redraw the plans so he can see Collins Ave & Broadway.

Any to speak in favor or in opposition? None.

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

Old Business: -Update: Saugus Auto Repair, Inc., 74 Hamilton Street

The Chair asked the owner for update. Due to technical issues he could not communicate with the Board.

Old Business: -Update on Licenses approved but not issued yet.

-Schedule show cause hearing on any establishment Licensed by the Selectmen.

Selectman Panetta said she went through the list. Selectman Cicolini said he has no appetite having anyone in under the circumstances and prefers to give more time. Selectman Serino & Selectman Panetta agreed.

Old Business: - Shoyu Group, LLC d/b/a Shoyu Restaurant, 124 Broadway, Unit D for modification of existing Entertainment License by allowing additional televisions as voted 10/27/20.

Selectman Panetta said the Board voted this at last meeting but it wasn't on the agenda properly they should confirm their vote. 5-0.

Manager's Report: Request to call a Special Town Meeting & insert Articles

The Manager said they are preparing to set the tax rate and classification hearing in December and there is a need for a Special Town Meeting and requested the Board call for a Special Town Meeting on December 7, 2020 at 7:30 PM and insert Articles he sent them and also requested they limit the Warrant to these Articles. The Chair said he and the Manager spoke with the Moderator and he had no problem with the 7th & the 14th. Selectman Riley asked if any COVID related changes have been made regarding setting the tax rate. The Manager said he is not aware.

Selectman Cicolini moved the Board vote to call a Special Town Meeting to be held remotely on December 7, 2020 at 7:30 PM. Chair seconds 5-0.

The Manager went over Articles he requested to insert in the Special Town Meeting Warrant.

Selectman Panetta moved to insert the Articles as submitted by the Town Manager in letter dated November 16, 2020 into the Special Town Meeting Warrant. Chair seconds 5-0.

Selectman Panetta moved to close the Special Town Meeting Warrant. Chair seconds 5-0.

Selectman Panetta moved the Board vote to call a Special Town Meeting to be held remotely on December 14, 2020 at 7:30 PM. Chair seconds 5-0.

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Selectman Panetta moved to insert Articles as submitted by TMM Vecchionne into the 12/14/20 Special Town Meeting Warrant. Chair seconds 5-0.

The Manager announced the tree lighting has been cancelled, but the Christmas Eve parade will be held; and gave update on Belmonte School renovations and flood issue & renovations at the Veterans School; and said they are finalizing street lights and working on the punch list; and gave update on the stadium.

Selectman Riley asked for COVID update. The Manager gave most recent numbers.

Selectman Cicolini asked the Manager to follow-up with the Health Director on posting additional information on the website.

Approval of minutes: October 27, 2020

Selectman Panetta moved to approve the 10/27/20 minutes. Chair seconds 5-0.

Member's Comments: -Baker Street no parking issue.

-Discussion on meeting to review CIP.

The Chair said he talked with the Police Chief and there is some info in our packets and said there is no parking on both sides of the street & neighbors are not happy about it. Selectman Cicolini said Fire Capt. Hughes recommends it remains and read. The Manager said the Board approved this in 2003 and noted one side of the street was not posted properly and was being fixed. Selectman Cicolini said if there is a section of 3 spots in the safest location, he would leave it to the Chiefs.

Selectman Serino had nothing this evening.

Selectman Riley said she will hold off on her request to meet on the CIP until after the holidays; and announced the Lions Club toy drive; and thanked the Veterans' Council on their Veterans Day ceremony.

Selectman Panetta thanked the Manager & DPW on addressing infrastructure issues; and announced Boy Scout Troop 62 is selling trees & wreaths on 107 at Ballard Street; and offered her heartfelt condolences to the Toto Family; and said the Veterans Day ceremony was well done; and said while on the Board of Health meeting, Carla's came up and asked the Manager to follow-up on it; and said the Town has graffiti By-Law and the graffiti on the Friendly's building needs to be removed. The Chair agreed and said there's a similar situation at the Sake building.

The Chair said he received a text from Saugus Auto repair and the owner is unable to log-in. Selectman Serino said he would rather go over it tonight and said the Class II and S-2 expired in September and would like to send a letter to let him know he cannot sell vehicles and will need to reapply. The Chair said the Board has information in their packets. Selectman Serino said they have a purchase & sales agreement, not a transfer of the property. The Chair said he spoke with Attorney Magnan and it took time to get the S-2 certified to record it and he spoke with Town Counsel who didn't have a problem with a P&S. Selectman Cicolini said he understands the frustration, but we are in some crazy times and we gave until September but feels they should have him back at next meeting to lay out what needs to be done and is trying to be fair and give it more time. Selectman Serino said the Board has been more than fair and the property was never transferred. Selectman Panetta said she was hoping the owner came to go over the conditions and said there are always more than 10 cars there. The Chair said he would rather extend to next meeting. Selectman Cicolini agreed and said he can't support noting things have changed since the pandemic and asked the Board to be a little more lenient. Selectman Riley said she will make a substitute motion to next meeting. The Chair said he's in favor of that. Selectman Serino said if that is the final date then he will withdraw his motion.

Selectman Cicolini moved to continue to next meeting. Chair seconds 5-0.

The Chair said he received a message from a resident reporting there's a couch on the rail trail.

Citizen's Comments

TMM Joe Vecchionne was on video conference and thanked the manager for addressing infrastructure and thanked the Board for inserting his Articles and asked when the Warrant was closing.

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The Manager said it would need to be by next week and said they should consider after the new year. Selectman Serino agreed and said he doesn't think it's a good idea to put with big Articles.

Selectman Riley thanked the Manager for coming up to her neighborhood and said while water work is ongoing, hoses to homes froze and were replaced and thanked the Manager for approving the Lions Club using the senior center for toy drive.

TMMP 3 Rick Smith was on video conference and thanked the Manager for addressing concerns and neighbors thank you for installing a street light and commented the election held they did a great job, and thanked DPW and thanked the Chair and wished all a happy Thanksgiving.

Selectman Cicolini moved to adjourn. Chair seconds 5-0
Meeting adjourned at 9:02 PM.

Respectfully submitted,
Wendy Reed, Clerk