

Stoneham Board of Selectmen – Minutes of Meeting of April 22, 2014

Chairman Thomas Boussy called the meeting to order at 7:00 p.m. Also present were Selectman John F. DePinto, Selectwoman Ann Marie O’Neill, Selectman Robert W. Sweeney, Selectman Frank Vallarelli, Town Administrator David Ragucci and Town Counsel William H. Solomon.

Chairman Boussy makes two quick announcements that we are on Cable TV. Also, the packets are available online for residents to print.

Site Plan Hearing/Amended Site Plan/Redstone/Cicatelli

Selectman DePinto read the Notice of Hearing. Attorney Steven Cicatelli was present to represent Redstone Shopping Center Limited Partnership to amend the site plan approval dated December 2, 2014 by relocating the outdoor seating area located in front of Uno Fresco (formerly Baja Fresh) from the front of the said premises to the side of said premises, at Redstone Shopping Center, Main Street, Stoneham, MA, on land owned by Redstone Shopping Center Limited Partnership, in accordance with Section 4.7 and 4.7.3 of Chapter 15 of the Stoneham Zoning By-Law. Attorney Cicatelli states that they have an additional bollard per the request of the Planning Board. Selectman Sweeney asks if there is Entertainment license involved. Selectman DePinto suggests that they start weaning the serving of the patio area a little earlier than inside. Selectmen DePinto read Department Recommendations – Attorney Steven Cicatelli agrees with all DPW Engineering, Police Department, Board of Health, Fire Department and Inspectional Services. Chairman Boussy opens to public comment. Richard Clark, 159 Main Street asks about the outdoor music. It was clarified that the music will be played outside and the speaker that is outside is facing Main Street. Selectman Vallarelli made a motion to close the public hearing, seconded by Selectman DePinto. Selectman Vallarelli made a motion to close public hearing, seconded by Selectman DePinto. Selectman DePinto made a motion to approve the amended site plan, seconded by Selectman Sweeney. A roll call vote was taken.

Voting in Favor:

Selectman DePinto
Selectwoman O’Neill
Selectman Sweeney
Selectman Vallarelli
Chairman Boussy

Motion was unanimously voted (5-0).

Site Plan Hearing/Amended Site Plan/403-407 Main Street/Patalano

Selectman DePinto read the Notice of Hearing. Mario Patalano was present to represent Hawkeye Properties LLC, to amend the site plan approval of 5/4/09 to expand the existing first floor dining room area to include an area located in the adjacent part of the existing structure and reconfiguration of the existing bar, on the property located at 403-407 Main Street, Stoneham, MA, on land owned by Hawkeye Properties, LLC, 426 Main Street, Suite 1, Stoneham, MA 02180. Selectmen DePinto read Department Recommendations – Mario Patalano agrees with all DPW Engineering, Police Department, Board of Health, Fire Department and Inspectional Services. Selectman Vallarelli made a motion to open public hearing, seconded by Selectman DePinto. Selectman DePinto made a motion to close public hearing, seconded by Selectman Vallarelli. Selectman DePinto made a motion to approve the amended site plan, seconded by Selectman Sweeney. A roll call vote was taken.

Voting in Favor:

Selectman DePinto
Selectwoman O’Neill
Selectman Sweeney
Selectman Vallarelli
Chairman Boussy

Motion was unanimously voted (5-0).

Liquor Licensing Authority

Selectman Sweeney moved to go into Liquor Licensing Authority and return as the Board of Selectman, seconded by Selectman DePinto.

Voting in Favor:

Selectman DePinto
Selectwoman O’Neill
Selectman Sweeney
Selectman Vallarelli
Chairman Boussy

Motion was unanimously voted (5-0).

Meeting recessed at 7:15 p.m. to go into Liquor Licensing Authority.

Meeting reconvened at 7:20 p.m.

Vote on Trash Committee Recommendations

John DeAmicis was present to represent the Trash Advisory Committee. There were handouts with all the recommendations and numbers that the Board of Selectmen requested from the Trash Advisory Committee. This is what was presented: 1. Educational Portion - a. vendor to supply ample literature to educate the community - b. literature go out in the water bills - c. Q & A on town website i.e. "I have nothing to recycle" then we list items - d. email blasts (if possible) - e. educate at the schools - f. use communication tools such as Independent and Patch - g.

communicate regular trash barrel can be used for recycling & unlimited recycle stickers can be picked up at DPW, Town Hall or delivered via Stoneham's Recycling Coordinator - 2. 90 gallon limit – TAC /BOS/ FAB will re-evaluate in 1 year - a. At that time a recommendation based on 1 year of financial data will be able to determine if 90 gallons is sufficient or needs to be reduced - 3. 90 gallon limit would be waived at Christmas time follow Christmas Tree Pick Up Schedule - 4. No change to the 7 leaf curb side pickup / 1 curb side Tree pick up □ December - 5. Hazard Waste Day - a. First one to be held & hosted at Stoneham (Stoneham Residents only) - i. Funded by portion of \$180,000 undesignated funds - ii. Possibility of hosting inviting surrounding towns; with fees for non- Stoneham residents - 6. Additional Service at Stevens Street - a. Cardboard Container - i. Large pieces of cardboard especially wet contributes to higher tipping - b. Rigid Plastic Container - i. Plastic items such as kids toys, lawn furniture, etc - c. No additional cost but is a benefit to help further reduce the tipping - 7. Introduce an organics program at the Schools and Senior Center - 8. Please note all numbers will also be reviewed by FAB. Selectman Vallarelli asks is there a max of trash. Mr. DeAmicis states there is a three barrel, 90 gallon limit. Selectman Sweeney asks if there is an item over 50 lbs then the resident will have to pay a fee for the removal of that item. Mr. DeAmicis states yes. Selectman Vallarelli asks how will we enforce recycling. Mr. DeAmicis suggests if the recycling is not out there then trash would not get picked up. Mr. Ragucci states that first offense would be a letter and education, second would be a letter with stronger language and the third would be a fine or not picking up trash. Selectman Sweeney wants to thank you for your work and you did a good job. Mr. Sweeney supports the recommendation. Selectwoman O'Neill asks about potential for a hazardous waste day. Mr. DeAmicis says a lot of these have dollar amounts attached to these but sees the potential to use some money for these things. Chairman Boussy states we will know better when we know how much we will save. Selectwoman O'Neill asks if we can share hazardous waste with other communities. Mr. Ragucci states yes but they are reluctant to let us join at the moment because it is our first time. They would like to see us have one of our own then partner in. Selectwoman O'Neill asks the committee to regroup in six months to see the progress that we have made. They state yes. Selectman DePinto and Chairman Boussy would like to thank them also. Chairman Boussy opens to public. Bob Ranieri 12 Cowdrey Street asks what the term of the contract will be. Mr. DeAmicis states that they tried to stay away from the term but they agree 10 year contracts are not a good idea. They would recommend a 3 year with 2 year extension option. Scott LeBeau 55 Pleasant Street has a few questions on the numbers. Selectman Vallarelli asks about the length of the contract and why not a 10 year if that would get us free recycling for 10 years. Tom Barry from the Trash Advisory Committee states that what if cardboard was worth money we would be throwing it away for free when we could generate money for it. Liz Erk, 13 Lincoln Street, asks if in the RFP we could require that the hauler stay up with technology. Mr. Ranieri, 12 Cowdrey Street, speaks and states that the 5 year with 3 year option history shows it works best. Larry Means, 4 Victoria Lane, hopes this is going to be closed after tonight. Mr. Means asks if we have checkers he states we should have that again and it should be included in the RFP. (Ms. Sinclair, please add to minutes of next trash meeting) Dear Chairman, Members of the Board of Selectmen, Town Administrator, and TAC, As you know, I have been very outspoken on the trash issue and I will continue to be until it is resolved in a manner satisfactory to what residents are seeking. I read an article in this past week's edition of the Stoneham Sun and I am upset that some of the information quoted was never discussed at the Selectmen's meetings. Selectman Boussy mentions missing money, being overcharged, and little support in addressing the situation within Stoneham. If the Board of Selectmen or any of its members suspect or know that money is missing, why haven't you taken legal action? You have a responsibility to bring such concerns to the forefront. Apparently there was a forensic audit that has yet to be disclosed. Did this audit uncover anything? If we have been over charged for years, you need to ensure that money is returned to residents and not put it in an account to purchase barrels. An even better idea; use any excess to give our Seniors a rate reduction and improve recycling education throughout the town. The Trash Advisory Committee (TAC) came up with recommendations based on the charge they were given. At the 3/11/14 Selectmen's meeting, the TAC presented what the residents want in continuing with the trash fee. Essentially, members of the Board talked in circles around the TAC and asked for financial information, which was not initially requested of them. It appears that members of the Board were unhappy with the recommendations made by the TAC, but the reasons are unclear. This has been going on for 9 months now. You have had all kinds of financial figures at your disposal, including those in the slide show presentation in August 2013. Putting aside my disagreement with those numbers, I think it's safe to say that those figures would not be accurate now, 9 months later – never mind 10 years from now. Technology and habits are rapidly changing with the way trash is recycled and disposed of and the way haulers handle trash today will be different in a short time. These are two of the reasons many residents oppose a long-term contract. While I do appreciate the research the Board put into this effort last year, I do not understand why there is such resistance to listening to the residents, DPW Director Bob Grover, and the TAC. It appears to residents that whatever we discuss or offer is simply brushed to the side. Why? I have tried to put myself in your shoes when it comes to this decision and I see no reasons why the system desired by the residents, not what a select few on the BOS want, isn't procured through competitive sealed Request for Proposal (RFP) process. We should be dictating the criteria we want to our potential vendors, not the other way around. Thank you, Raymie Parker. Selectman DePinto made a motion to accept the recommendation, seconded by Selectman Sweeney. A roll call vote was taken.

Voting in Favor:

Selectman DePinto
 Selectwoman O'Neill
 Selectman Sweeney
 Chairman Boussy

Voting Against:

Selectman Vallarelli

Motion was unanimously voted (4-1).

Annual Appointments
Appoint Members to Committees

Board of Appeals

Two appointments for a three-year terms effective until 4/30/17
Selectman DePinto moved to reappoint William Sullivan and Tobin Shulman to the (2) two three-year terms. Motion was seconded by Selectman Vallarelli and unanimously voted (5-0).

Conservation Commission

Three appointments for three-year terms effective until 4/30/17
Two appointments for one year terms effective until 4/30/17
Selectman DePinto moved to reappoint Ellen McBride, Robert Parsons and Megan Day to the three-year terms. Motion was seconded by Selectman Sweeney and unanimously voted (5-0).
Selectman DePinto moved to reappoint Rachel Rennard and Herlinda Charpentier Saitz to the one-year terms. Motion was seconded by Selectman Sweeney and unanimously voted (5-0).

Council on Aging

Three appointments for three-year terms effective until 4/30/17
Selectman DePinto moved to reappoint Diane Derow, Alice Raia and to appoint Kathleen Welch Hudson to the three-year terms. Motion was seconded by Selectman Sweeney and unanimously voted (5-0).

Historical Commission

Two appointments for three-year terms effective until 4/30/17
One appointment for two-year term effective until 4/30/17
Selectman DePinto moved to reappoint Joan DeMambro and Joan Quigley to three-year terms, seconded by Selectman Sweeney and unanimously voted (5-0).
Selectman DePinto moved to appoint Robert T. Shannon to two-year term, seconded by Selectman Sweeney and unanimously voted (5-0).

Water and Sewer Review Board

One appointment for three-year term effective until 4/30/17
Selectman Sweeney moved to reappoint Richard Mangerian to three-year term, seconded by Selectman Vallarelli.
Discussion held on the three candidates requesting appointment. Selectwoman O'Neill moved to reappoint Richard Mangerian to three-year term and Scott LeBeau and Patricia Walsh as non-voting members to three-year terms. A roll call vote was taken.

Voting in Favor:

Selectman DePinto
Selectwoman O'Neill
Selectman Sweeney
Selectman Vallarelli
Chairman Boussy

Motion was unanimously voted (5-0).

Open Space and Recreation Committee

One appointment for three-year terms effective until 4/30/2017
Selectman DePinto moved to reappoint Stephen McDonough, James Sarno and Joan St. Pierre to three-year terms, seconded by Selectman Sweeney and unanimously voted (5-0).

Revoke Clear Channel Tank License/89 Maple Street

Selectwoman O'Neill revoke license contingent upon Fire Department's confirmation, seconded by Selectman DePinto and unanimously voted (5-0).

Approve Minutes

Selectwoman O'Neill made motion to approve minutes of April 1, 2014, seconded by Selectman DePinto. **Motion was unanimously voted (5-0).** Selectman DePinto moved approval of April 8, 2014, seconded by Selectwoman O'Neill. **Motion was unanimously voted (5-0).** Selectman DePinto moved approval of April 14, 2014, seconded by Selectman Vallarelli (3-0-2). Selectwoman O'Neill and Selectman Sweeney abstained.

Appoint Board of Registrars

Selectman DePinto made a motion to nominate James Sinclair to the Board of Registrars, seconded by Selectman Sweeney and unanimously voted (5-0).

Warrant Article Update

Town Council gives an update on Article #16 on the Annual Town Meeting.

Miscellaneous Correspondence

Selectman DePinto states he got a call stating that Senator Lewis is in favor of stopping debate on Chapter 70. Chairman Boussy confirms that Senator Lewis will be attending the next meeting so we can address him on this then. Chairman Boussy would like to discuss open checkbook. We have been granted funding to be a part of this project. Mr. Ragucci states there is not much information at the moment but he will keep the Board informed. Selectwoman O'Neill asks if they can have access to Munis. Mr. Ragucci states he will follow up with Tom. Selectwoman O'Neill states that we have started a soft launch on See Click Fix. Selectwoman O'Neill discusses how See Click Fix works. Selectman Sweeney discusses issue at the Arena. Selectman Sweeney states that Matignon has been removed from using the Arena as their home ice and Melrose has filled the spot. Selectman Sweeney states that Matignon should stay and the Board should direct Dave to contact Melrose and inform them that they need to look for different home ice Arena. Selectman Sweeney made a motion to direct Dave to bring Matignon back and tell Melrose they can not have Stoneham as home ice, seconded by Selectman DePinto.

Voting in Favor:

Selectman DePinto
Selectman Sweeney
Selectman Vallarelli

Not Voting:

Selectwoman O'Neill
Chairman Boussy

Motion passed (3-0-2).

Town Administrator Reports

Mr. Ragucci states the Arena will be closing April 27th till June 23rd. They will be taking out the ice and doing the floor painting which we do annually. The state had notified us last week that there will be additional Chapter 90 money coming through of \$72,000.00 which is air marked for pot holes. Mr. Grover is suggesting adding West Street and a portion of Central Street to the scheduled street work. Mr. Ragucci discusses Weiss Farm and states that there will be a meeting on May 19th at 7pm for Corcoran to do a presentation to the Board of Selectmen. He is looking to have a public meeting with the Board of Selectmen and Standing Committee but for there to be no public allowed. This Sunday April 27th from between 1-4 there will be an Autism Awareness Event in the Town Common. Mr. Ragucci states he is trying to coordinate with the Water & Sewer Review Board Chairperson to set up a meeting. He will keep the Board posted. Mr. Ragucci states that the second meeting of each month he would like to have the Department Heads come to give an update to the Board. Chairman Boussy states Comcast Volunteer Day is at the Boys and Girls Club this Saturday around 8:30am if anyone is interested.

Executive Session

Selectman DePinto moved to go into executive session, pursuant to Chapter 30A of the General Laws to discuss Stockwell and not to return as the Board of Selectmen. Motion was seconded by Selectman Sweeney and was **unanimously voted (5-0)**.

Voting in Favor:

Selectman DePinto
Selectman O'Neill
Selectwoman Sweeney
Selectman Vallarelli
Chairman Boussy

Meeting adjourned at 8:45 p.m.

Respectfully submitted,

Erin Sinclair