

## Sinclair, Erin

---

**From:** Cicatelli, Thomas  
**Sent:** Thursday, January 28, 2016 12:57 PM  
**To:** Sinclair, Erin  
**Subject:** Agenda Item

Erin-

I am looking to come before the Board on Tuesday, February 2<sup>nd</sup> for a couple of pressing technology issues:

### **Servers Upgrades:**

The two servers that run the entire Town will be 3 years old in June. When they were purchased in June 2013, they replaced 5 physical machines and now host 10 servers. Recently, the demands on these servers have become so great, that they are consistently running at 90-100% of their capacity. I have been receiving complaints of the system running slowly, programs freezing, etc. on a daily basis. Typically, servers are replaced every 3 years or so in order to maintain adequate performance levels. If I upgrade the main processors in these machines, the entire system should see a performance increase of approximately 40%. This would extend the useful life of these machines by at least another 2 years. In 2 years, I would be looking for another server, but would keep these servers for less critical roles and as a redundant backup. The cost of these processors would be \$10,000.

### **Copier:**

The mailroom copier (Kyocera TASKalfa 520i) was purchased in January 2015 to replace a 3 year-old Toshiba copier that was out of warranty and jamming constantly. The purchase was based on an annual volume of 100,000 copies. The new copier has performed so well that it is seeing 200,000 copies per year. At this rate, we have two options: purchase a second copier, or purchase a maintenance plan at an annual cost of \$1,800. The Kyocera KM4030 copier in the Building Department was purchased in 2003 and has over 400,000 copies on it. Parts are no longer available for it, so it is difficult, if not impossible to service. I would like to place another Kyocera TASKalfa 520i at a cost of \$5,200 in the Building Department to replace the aging one. This second copier would share the load with the first copier so as not to wear it out prematurely. It would enable the Building Department, Planning Board and Town Planner to copy and print larger jobs without having to come up to the top floor. We would have the ability to split the burden of printing Town Meeting documentation, which normally requires the one copier to run in excess of 20 hours continuously, And we'd be able to avoid the annual \$1,800/year support contract.



I would request that these projects be funded by the Fallon Road mitigation money. The current balance of this account as of January 28<sup>th</sup> according to the Town Accountant is approximately \$1,6M.

Sincerely,

**Thomas M. Cikatelli**  
**CIO - Town of Stoneham**  
[tcikatelli@stoneham-ma.gov](mailto:tcikatelli@stoneham-ma.gov) | [www.stoneham-ma.gov](http://www.stoneham-ma.gov)  
o: 781-279-2644

*Charles F. Houghton*

*Attorney - At - Law*

*271 Main Street - Suite 202, Stoneham, Massachusetts 02180*

*Telephone: (781) 438-7444 Fax: (781) 438-2078*

*Christopher J. Gordon*  
*Attorney*

*Mark E. Mulligan*  
*Attorney*

*Janet B. Eswell*  
*Attorney*

*Maria D'Alenio*  
*Paralegal*

January 28, 2016

Board of Selectman  
Town of Stoneham  
35 Central Street  
Stoneham, MA 02180

Dear Mr. Chairman and members:

Enclosed please find the following items to be placed on the Selectman's agenda for Tuesday night:

Revised Impact Fee Agreement - Billboard  
Memorandum from Smitty's Way Developer

I have attached a clean version with the revisions and a redlined version. The revisions occur primarily on pages 7, 8 and 9 of the agreement. These changes have been made since my client and I were last before the Board of Selectmen.

Thank you for your assistance.

Sincerely,

  
Charles F. Houghton

CFH:meh

Enclosure

I, Mary Couillard, Manager of D.E.C.M., LLC, owner of the property known as Smitty's Way in Stoneham, MA am aware of the proposed billboard on the property in Stoneham on the westerly side of Route 93 and have no opposition to this billboard project.

As the Board knows, we are in the process of constructing a six-lot subdivision including the homes thereon, on the Easterly side of Route 93. This is to inform the Board that we have and will continue to comply with all applicable regulations and requirements in regard to the construction and marketing disclosure for our subdivision.

D.E.C.M., LLC

By Mary Couillard, Manager  
Mary Couillard, Manager

**DEVELOPMENT AND IMPACT FEE AGREEMENT  
BY AND BETWEEN  
THE TOWN OF STONEHAM AND  
PGG OUTDOOR LLC  
REGARDING  
OUTDOOR ADVERTISING BILLBOARD**

WHEREAS, the Special Town Meeting of October 22, 2015 voted pursuant to Article 7 of the Warrant for said meeting to amend Section 6.7 and 6.7.8 of the Town of Stoneham Zoning By-Laws such that off-premise and billboard signs may be allowed in the Commercial III Zoning District by way of special permit from the Planning Board, subject to certain dimensional and other requirements (the “Zoning By-Law Amendment”);

WHEREAS, PGG Outdoor LLC (“PGG Outdoor”), a Massachusetts Limited Liability Company with its principal office located at 129 Border Street, East Boston, MA 02128, has a lease agreement for the lease of certain real property located in the Commercial III Zoning District (the “Property”) for the purposes of installing an outdoor advertising billboard on the Property, being a portion of the real property owned by Northland Forbes Road LLC at 10 Forbes Road, Woburn, Massachusetts. Said Billboard to be located on the Stoneham portion of said Property as shown on a plan entitled, “Proposed Digital Display Billboard Location Plan of Land Stoneham, Massachusetts”, dated August 25, 2015, by Dana F. Perkins, Inc., a copy of which is attached hereto as Appendix A. (Parcel 12 on Map 25 of the Stoneham Board of Assessor’s Map.). Said Billboard is also referred to in the Special Permit granted by the Town of Stoneham Planning Board dated \_\_\_\_\_. The deed for the real property being recorded at Middlesex South District Registry of Deeds in Book 48355, Page 374.

WHEREAS, PGG Outdoor seeks to construct, install and operate a monopole outdoor advertising structure having two (2) sign faces (the “Billboard”) for third party advertising at the Property in the event that all requisite local, state and federal approvals are obtained by PGG Outdoor for the installation of said Billboard;

WHEREAS, the Town of Stoneham (“Town”), a Massachusetts municipal corporation, with its Town Hall located at 35 Central Street, Stoneham, Massachusetts, seeks to be compensated for any impact to the Stoneham community associated with the construction, installation and operation of the monopole outdoor advertising structure in the

event that all requisite local, state and federal approvals are obtained by PPG Outdoor for the installation of said Billboard; and

WHEREAS, the Town seeks to limit both in time and manner the Billboard and any impacts therefrom, including, but not limited to, limiting the term of the Billboard to fifty (50) years.

NOW THEREFORE, PPG Outdoor, and the Town hereby agree to the following terms, conditions and requirements of this Development and Impact Fee Agreement (“Agreement”) in connection with the Billboard to be installed at the Property pursuant to said Zoning By-Law Amendment:

(a) PPG Outdoor agrees to pay an impact fee to the Town in the amount of One Hundred Thousand Dollars (\$100,000) per year for each of the first five (5) years; from Year 6 through Year 10 the annual payment shall increase Five Thousand Dollars (\$5,000) for each year beginning in Year 6; from Year 11 through Year 15 the annual payment shall increase Five Thousand Dollars (\$5,000) for each year beginning in Year 11; from Year 16 through Year 20 the annual payment shall increase Five Thousand Dollars (\$5,000) for each year beginning in Year 16; from Year 21 through Year 25 the annual payment shall increase an additional Five Thousand Dollars (\$5,000) for each year beginning in Year 21; from Year 26 through Year 30 the annual payment shall increase an additional Five Thousand Dollars (\$5,000) for each year beginning in Year 26; from Year 31 through Year 35 the annual payment shall increase an additional Five Thousand Dollars (\$5,000) for each year beginning in Year 30; from Year 35 through Year 40 the annual payment shall increase an additional Five Thousand Dollars (\$5,000) for each year beginning in Year 35; from Year 40 through Year 45 the annual payment shall increase an additional Five Thousand Dollars (\$5,000) for year beginning in Year 40; from Year 45 through Year 50 the annual payment shall increase an additional Five Thousand Dollars (\$5,000) for each year beginning in Year 45 (See Appendix B which is incorporated by reference into this Agreement, for a list of payments.) Said amounts to be paid to the Town on the condition that: (i) the Planning Board does not deny granting a Special Permit for the construction, installation, operation, maintenance and repair of the Billboard, or impose unreasonable condition(s) which would nullify the intent of this Agreement; (ii) the Building Inspector does not deny the issuance of a building permit for the erection and installation of said Billboard; and (iii) all other necessary local, state and/or federal permits, licenses and approvals for the construction and installation of said Billboard are not denied (See also sub-paragraph (c) below). PPG Outdoor shall pay the first year’s impact fee to the Town within five (5) business days after all conditions set forth in the preceding sentence (permits, licenses and approvals issued) have been completed as set forth above. All subsequent annual payments shall be made on or before this anniversary date.

If PPG Outdoor or an affiliate enters into any future billboard development or impact fee agreement (or an equivalent) with any Massachusetts city or town (other than the City of Boston) (“municipality”) within five (5) years of this Agreement, PPG Outdoor shall notify the Town of the agreement and, if requested in writing by the

Town, PPG Outdoor shall provide the Town with a copy of said agreement (the "Other Municipal Agreement"). The Town may evaluate the Other Municipal Agreement, and the Town shall have the option of receiving the same fee payments (based per single billboard with two (2) sign faces) as reflected in the Other Municipal Agreement (which shall include any upfront payment methodology) for the term of the Other Municipal Agreement (not to exceed the term of this Agreement). If the Town chooses that option and if this Agreement continues for a period of time after the expiration of the Other Municipal Agreement, fee payments to the Town in such remaining period of time pursuant to this Agreement shall revert back to the original schedule of fee payments as set out herein. This process may be repeated by the Town at any time during the five (5) year period set out in this paragraph.

If during the term of this Agreement, the Town by and through its Board of Selectmen, Planning Board, Board of Appeals and/or Building Inspector issues permits, other than as may be required by the federal or state government or applicable federal or state law, which results in the construction of a structure, including a sign, on the narrow corridor of land adjacent to Interstate Route 93 hereinafter "Route 93" on the property currently owned by IYH Corporation (Stoneham Assessors' Map 25, Parcel 11) (site of the current BJ's Wholesale Club) shown on the Plan attached hereto as Appendix C within the area defined by a redline from the rear of the Billboard to Route 93, which materially obstructs the view of the Billboard for vehicles driving south bound only on said Route 93 as reasonably determined by the Town, then PEG Outdoor will not thereafter be responsible for one-half (50%) of the future annual impact fee payments required by Paragraph (a) of this Agreement beginning with the next year's annual payment as long as said Billboard face is not operating and remains materially obstructed. In consideration of the inclusion of this provision in this Agreement by the Town, PGG Outdoor shall pay an additional One Hundred Thousand Dollars (\$100,000.00) to the Town at the time of the first payment as set out in Paragraph (a) above.

(b) PPG Outdoor shall, in good faith, proceed expeditiously ahead with the process of permitting and constructing the Billboard including its application for a Special Permit from the Stoneham Planning Board. In the event of any appeal of a necessary local, state and/or federal permit, license and/or approval for the construction and installation of said Billboard by a third party, including any appeal of a Special Permit issued by Planning Board or building permit issued by the Building Inspector, PPG Outdoor shall vigorously defend the grant thereof in a manner consistent with applicable law.

(c) PGG Outdoor's obligation to make the above-referenced impact fee payments (the initial and all subsequent payments) to the Town for the full term of this Agreement (50 years) shall be in effect and continue in full force and effect, except for PGG Outdoor's inability to obtain necessary local, state and/or federal permits, licenses and approvals as set out in Paragraph (a) above or condemnation as set out in Paragraph (d) below. As such the impact fee payment obligation continues, for instance: (i) regardless of the location in the Commercial III Zoning District PGG

Outdoor constructs a Billboard; (ii) in the event PGG Outdoor decides not to proceed ahead with the Billboard, or is not proceeding ahead with the Billboard for a reason(s) other than a denial of a necessary permit, license or approval after a timely and good faith application therefore by PGG Outdoor, or (iii) in the event that PGG Outdoor removes the Billboard for any reason, including, but not limited to, any change in available technology, prior to the end of the fifty (50) year term of this Agreement. PGG Outdoor's obligation to make the above-referenced impact fee payments shall not be affected, in whole or in part, as a result of PGG Outdoor's ability or decision to erect and/or maintain a particular type of Billboard, including, but not limited to, an electronic or digital billboard.

(d) In the event that PGG Outdoor loses the Billboard due to condemnation, the Town Administrator and the Board of Selectmen agree to expressly support and take no action to prohibit PGG Outdoor from reconstructing and/or replacing such Billboard (provided that the size, height and dimensions of same do not exceed that of the Billboard which was lost due to said condemnation) on the same lot, or if such lot is no longer available for said purpose, another location that complies with the Zoning By-Law Amendment, including zoning approvals pursuant thereto (the "Replacement Billboard"), subject to applicable law, (including, but not limited to, acknowledging the Town Administrator's and/or Board of Selectmen's consent to any state or federal governmental authority for said Replacement Billboard), it being expressly understood that said Replacement Billboard would be fully subject to this Development Agreement, including being limited to the remaining years of said 50-year limitation contained herein and PGG Outdoor would not be required to pay an additional impact fee beyond those required by this Agreement for said Replacement Billboard for the remainder of the original fifty (50) year term.

(e) The term of the Billboard shall be limited to fifty (50) years. At the end of the 50-year term, the Billboard, which shall include all above ground components of the Billboard, must be removed by PGG Outdoor, unless a new Development and Impact Fee Agreement is entered into by the Town in the Town's sole discretion, and all Town and State permits and approvals are obtained.

(f) PGG Outdoor shall make its Billboard available to the Town and/or Stoneham based non-profit organizations, as follows:

(i) Non-Electronic/Non-Digital Billboards

If requested by the Board of Selectmen (for purposes of this Agreement, reference to the Board of Selectmen shall also be deemed to include and authorize the Town Administrator), PGG Outdoor shall provide to the Town, subject to availability, but in no event less than thirty (30) days per year if so requested by the Board of Selectmen, space on either side of the Billboard for Town messages (which messages shall be designed, constructed and installed at PGG Outdoor's sole cost and expense). If requested by the Board of Selectmen, PGG Outdoor shall, pursuant to this provision, provide the

Billboard to a Stoneham based non-profit organization in lieu of the Town. The final selection of the Stoneham-based non-profit shall be made by PGG Outdoor. If requested by the Board of Selectmen, PGG Outdoor shall, at its sole cost and expense, design, construct and install: (i) a permanent “underwrapped” background Town message in form and substance acceptable to the Town and PGG Outdoor, which message will be displayed subject to the availability requirements set forth above; and/or (ii) an industry standard “belt” sign along the bottom of the Billboard for a Town message, if approved as part of the Special Permit, and subject to any other requisite governmental approvals, and subject to internal approval by PGG Outdoor .

(ii) Electronic/Digital Billboards

With respect to an electronic/digital billboard, PGG Outdoor shall place an electronic/digital Billboard message for the Town on the electronic/digital Billboard when the Billboard is not otherwise displaying a message: (i) for a PGG Outdoor customer; (ii) pursuant to a requirement or agreement with the federal or state government; or (iii) when PGG Outdoor is periodically displaying notice of the availability of the Billboard for advertising, but in no event less than ten (10) hours per month regardless of such other usage. PGG Outdoor and the Town shall cooperate with respect to the implementation of this provision. If requested by the Board of Selectmen, PGG Outdoor shall assist the Town with the design of messages. If requested by the Board of Selectmen, PGG Outdoor shall, pursuant to this provision, provide the Billboard to a Stoneham based non-profit organization in lieu of the Town. The final selection of the Stoneham-based non-profit shall be made by PGG Outdoor. If requested in writing by the Town, PGG Outdoor shall provide documentation of such electronic displays of messages pursuant to this paragraph for the twelve (12) months prior to said request.

(g) The Billboard shall comply with the following requirements, conditions and restrictions:

- (i) The Billboard, if electronic, shall use automatic level controls to reduce light levels at night and under cloudy or other darkened conditions;
- (ii) The following types of Billboard are prohibited: animated, projected, moving or giving the illusion of movement (including any moving parts), scrolling, flashing, revolving, blinking, and intermittently illuminated, signs, beacons (or any light directed at any location other than the sign itself), searchlight, pennant, and inflatable sign, including balloon; with physical movements of any kind; changeable copy or message that change at intervals of more than once every

eight (8) seconds;. tri-vision; video or that otherwise give the illusion of video or moving images; with sound; with pyrotechnics; and/or which by reason of position, wording, illustration, size, shape or color obstruct, impair, obscure, interfere with the view of, or may be confused with any traffic control signal or device or which may otherwise obstruct or interfere with traffic. Changes of image shall be instantaneous as seen to the human eye and shall not use fading, rolling, window shading, dissolving or similar effects. To the extent a Billboard, including with changeable copy or message, simply changes at intervals of not more than once every eight (8) seconds without otherwise being intermittently illuminated or flashing, etc., said sign shall not deemed to be intermittently illuminated or flashing for purposes of this Agreement or otherwise in non-compliance with these restrictions.

- (iii) The Billboard may be double sided. An individual sign or sign face shall not exceed 672 square feet in total area on each side and shall not exceed 14 feet in height x 48 feet in width. No more than one sign face may be visible to drivers facing the same direction. The Billboard shall be mounted on a pedestal or other support structure which shall not exceed 50 feet in height from the elevation of the Interstate Highway immediately adjacent thereto to the highest point of the sign. The bottom of the Billboard shall not exceed 55 feet in height from the normal grade as calculated pursuant to the applicable Zoning Bylaw.
- (iv) The Billboard shall comply with the provisions of the Town of Stoneham Zoning Bylaws, including Sections 6.7 and 6.7.8, as amended by the Zoning Bylaw Amendment, which are incorporated by reference herein.

(h) PGG Outdoor shall provide a financial surety to the Town, in an amount to be determined by the Planning Board at the time of approval of the special permit (if approved) or at any time thereafter as determined by the Building Inspector, which shall cover the full cost of the removal of any portion of the Billboard including all above ground components, but not including any below ground components, which is found to be abandoned or discontinued, or is in disrepair, and which has not otherwise been removed by PGG Outdoor, whether voluntarily or as ordered by the Town, an administrative agency or a court. Upon removal of the Billboard, as defined herein, by or as ordered by the Town, PGG Outdoor shall be responsible for any costs, including attorney fees and legal costs incurred by the Town in excess of such financial surety, which shall be paid to the Town within twenty-one (21) days of a written demand by the Town. Alternatively in the event there are any funds from the financial surety remaining after such removal by the Town, said financial surety shall be returned to PGG Outdoor without interest.

(i) This Agreement shall not be deemed to limit the legal authority of the Planning Board with respect to the Planning Board's review of or decision regarding a special permit application pursuant to Section 6.7.8 of the Zoning By-Laws and other applicable provisions, as may be amended, or obligate the Planning Board to grant a Special Permit.

(j) PGG Outdoor has provided the Town with a copy of its policy not to accept any sexual oriented businesses as advertisers and further states that it will not of its own volition allow any sexual oriented businesses to advertise on the Billboard, if approved. Said policy is a PGG Outdoor policy and nothing herein shall be deemed to impose a contractual requirement on PGG Outdoor contrary to applicable law.

This Agreement shall apply to PGG Outdoor and its successors, transferees and assigns. It shall be enforceable by PGG Outdoor (its successors, transferees and assigns) and/or by the Town. PGG Outdoor shall have a registered agent in Massachusetts to the extent required by applicable law, including as applicable or required for non-Massachusetts corporations and companies.

No entity or individual other than PGG Outdoor shall apply to the Town or a Town board or official for any zoning permit or approval, building permit or other permit for the Billboard, nor shall any other entity or individual be granted any such permit or approval except that any entity or individual may be granted a permit for the lawful removal of said Billboard.

Notwithstanding any Special Permit issued by the Town, including by its Planning Board, the right to maintain and operate this Billboard is hereby limited to PGG Outdoor and no other party shall have any right to maintain or operate this Billboard except as an assignee or transferee or other successor in interest of PCC Outdoor which receives the written consent of the Board of Selectmen of the Town to maintain and operate this Billboard as authorized herein, which consent shall not be unreasonably withheld, and subject to the assignee or transferee or other successor in interest agreeing and complying with all provisions and obligations of the Agreement including all payment obligations to the Town.

This Agreement constitutes the entire agreement between parties and supersedes all prior or contemporaneous agreements, representations or understandings (written or oral) of the parties regarding the subject matter hereof. Amendments or modifications to this Agreement must be mutually agreed to in writing by PGG Outdoor and the Town.

By executing this Agreement, PGG Outdoor hereby agrees not to bring a legal or other action challenging the validity or terms of this Agreement. PGG Outdoor may, however, bring a legal action to enforce the terms of this Agreement, subject to applicable law. All parties hereto agree that exclusive jurisdiction and venue over any dispute arising out of this Agreement shall be in the Middlesex Superior Court located in Woburn and the parties hereto hereby agree to be subject to the personal jurisdiction of said court for the resolution of any such dispute. However, in the event the Superior Court does not have subject matter jurisdiction the matter or dispute must be brought in the Woburn District

Court. Alternative dispute resolution may be entered into only with the express written consent of the Town in its sole discretion. This Agreement shall be construed under the laws of the Commonwealth of Massachusetts.

If for any reason any nonmaterial provision of this Agreement is unenforceable according to its terms, or is otherwise void, said provision shall be considered a separate, distinct, and independent part of this Agreement, and such holding shall not affect the validity and enforceability of all other provisions hereof. In the event that any material provision of this Agreement is unenforceable according to its terms, or is otherwise void, the parties agree to immediately enter into negotiations in good faith and make equitable amendments to restore the relative burdens and benefits of this Agreement.

Notices provided under this Agreement shall be forwarded in one of the following ways: (i) hand delivered (signature required), (ii) sent by express mail (signature required) or (iii) by certified mail/return receipt requested to, to the addressees below. Each party may change its designee by providing written notice to the other party and shall do so when the designee changes.

Notices to PGG Outdoor shall be sent to:  
PGG Outdoor LLC  
129 Border Street  
East Boston, MA 02128  
Attention: Manager

Notices to the Town of Stoneham shall be mailed to:

Stoneham Town Hall  
35 Central Street  
Stoneham, Massachusetts 02180  
Attention: Town Administrator

Copy to:

Stoneham Town Counsel  
Same Town Hall address as above

This Agreement may be signed in any number of counterparts, and each thereof shall be deemed to be an original, and all of such counterparts are one and the same agreement.

Each party to this Agreement hereby certifies that the person executing this Agreement on its behalf has full authority to execute this Agreement on behalf of said party.

This Agreement shall be recorded at the Middlesex South District Registry of Deeds. The purpose of recording this Agreement is to give notice that there will be a Billboard on the Property and that the Town of Stoneham and PGG Outdoor have entered into this Agreement regarding the Billboard. Nothing in this Agreement shall be deemed to create any obligation or restriction on the part of the Property owner, its assigns or successors, nor

shall any part of this Agreement encumber the Property in any manner nor create any lien on the Property, whether intended or consequential nor shall this Agreement grant any rights or privileges to the Property owner, its successors or assigns.

**[Signature pages follow]**

**Executed as a sealed instrument, covenant and agreement this \_\_\_\_ day of December, 2015.**

**PGG OUTDOOR LLC**

By: \_\_\_\_\_

Print Name: \_\_\_\_\_

Title: \_\_\_\_\_

COMMONWEALTH OF MASSACHUSETTS

MIDDLESEX, SS.

On this \_\_\_\_ day of December, 2015, before me, the undersigned notary public, personally appeared the above-named \_\_\_\_\_ of PGG Outdoor LLC and proved to me through satisfactory evidence of identification, which was personal knowledge of the undersigned, to be the person whose name is above, and acknowledged to me that he signed it voluntarily on behalf of PGG Outdoor LLC for its stated purpose.

*(official seal)*

\_\_\_\_\_  
Notary Public

My Commission Expires:

**[Signatures continue on next page]**

**TOWN OF STONEHAM  
By its Board of Selectmen**

\_\_\_\_\_  
Thomas Boussy, Chairman

\_\_\_\_\_  
Caroline Colarusso

\_\_\_\_\_  
John F. DePinto

\_\_\_\_\_  
Ann Marie O'Neill

\_\_\_\_\_  
Frank A. Vallarelli

Approved as to legal form:

**and By its Town Administrator**

\_\_\_\_\_  
Town Counsel

\_\_\_\_\_  
David Ragucci

COMMONWEALTH OF MASSACHUSETTS

MIDDLESEX, SS.

On this \_\_\_\_ day of December, 2015, before me, the undersigned notary public, personally appeared the above-named Thomas Boussy, Caroline Colarusso, John F. DePinto, Anne Marie O'Neill, and Frank A. Valarelli, members of the Board of Selectmen of the Town of Stoneham, and David Ragucci, Town Administrator of the Town of Stoneham, proved to me through satisfactory evidence of identification, which was personal knowledge of the undersigned, to be the persons whose names are signed above, and acknowledged to me that they signed it voluntarily on behalf of the Town of Stoneham for its stated purpose.

*(official seal)*

\_\_\_\_\_  
Notary Public  
My Commission Expires:

**By its Planning Board**

\_\_\_\_\_  
August S. Niewenhous, Chairman

\_\_\_\_\_  
Terrence P. Dolan

\_\_\_\_\_  
Kevin M. Dolan

\_\_\_\_\_  
Daniel J. Moynihan

\_\_\_\_\_  
Thomas J. O’Grady

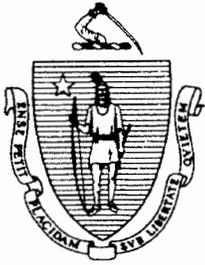
COMMONWEALTH OF MASSACHUSETTS

MIDDLESEX, SS.

On this \_\_\_ day of \_\_\_\_\_ 2016, before me, the undersigned notary public, personally appeared August S. Niewenhous, Chairman of the Planning Board, Town of Stoneham, Terrence P. Dolan, Kevin M. Dolan, Daniel J. Moynihan, and Thomas J. O’Grady, all members of the Planning Board, who proved to me through satisfactory evidence of identification, which was personal knowledge of the undersigned, to be the persons whose names are signed on the preceding or attached document(s), and acknowledged to me that they signed it voluntarily for its stated purpose.

*(official seal)*

\_\_\_\_\_  
Notary Public  
My Commission Expires:



The Commonwealth of Massachusetts  
 Alcoholic Beverages Control Commission  
 239 Causeway Street  
 Boston, MA 02114  
 www.mass.gov/abcc

For Reconsideration

FORM 43  
 MUST BE SIGNED BY LOCAL LICENSING AUTHORITY

124200010	Stoneham	02/02/2016
ABCC License Number	City/Town	Local Approval Date

TRANSACTION TYPE (Please check all relevant transactions):

- |   |  |   |   |
|---|--|---|---|
| <input type="checkbox"/> New License                  | <input checked="" type="checkbox"/> New Officer/Director | <input type="checkbox"/> Pledge of License          | <input type="checkbox"/> Change Corporate Name      |
| <input type="checkbox"/> Transfer of License          | <input type="checkbox"/> Change of Location              | <input type="checkbox"/> Pledge of Stock            | <input type="checkbox"/> Seasonal to Annual         |
| <input checked="" type="checkbox"/> Change of Manager | <input type="checkbox"/> Alteration of Licensed Premises | <input type="checkbox"/> Transfer of Stock          | <input type="checkbox"/> Change of License Type     |
| <input type="checkbox"/> Cordials/Liqueurs Permit     | <input type="checkbox"/> Issuance of Stock               | <input type="checkbox"/> New Stockholder            | <input type="checkbox"/> Other <input type="text"/> |
| <input type="checkbox"/> 6-Day to 7-Day License       | <input type="checkbox"/> Management/Operating Agreement  | <input type="checkbox"/> Wine & Malt to All Alcohol |   |

Name of Licensee	Bear Hill Golf Club, Inc.	EIN of Licensee	04-1072870
D/B/A	<input type="text"/>	Manager	Peter Ginivisian

ADDRESS: 5 North Street	CITY/TOWN: Stoneham	STATE: MA	ZIP CODE: 02180
-------------------------	---------------------	-----------	-----------------

Annual	All Alcohol	Club	Granted under Special Legislation? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Annual or Seasonal	Category: (All Alcohol; Wine & Malt; Wine, Malt & Cordials; Wine; Malt)	Type: (Restaurant, Club, Package Store, General On Premises, Etc.)	If Yes, Chapter <input type="text"/> Year <input type="text"/>

Complete Description of Licensed Premises:

Ground Floor consisting of bar, lounge and card room; second floor main function room and dining room. Also porch and terraces abutting the clubhouse; totaling approximately 10,365 sq. ft.

Application Filed: 1/29/16 @ 9:21 a.m.	Advertised: <input type="text"/>	Abutters Notified: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Date & Time	Date & Attach Publication	

Licensee Contact Person for Transaction: Peter Ginivisian	Phone: 781-245-4295 x105
ADDRESS: 5 North Street	CITY/TOWN: Stoneham STATE: MA ZIP CODE: 02180

Remarks: Change Manager from Robert Johnston to Peter Ginivisian

The Local Licensing Authorities By: \_\_\_\_\_

Alcoholic Beverages Control Commission  
 Ralph Sacramone  
 Executive Director

ABCC Remarks: \_\_\_\_\_

**Town of Stoneham  
Liquor Licensing Authority  
Minutes of Meeting of  
December 15, 2015**

Chairman Boussy called the meeting to order at 9:10 p.m.

Members present

Caroline Colarusso  
John F. DePinto  
Ann Marie O'Neill  
Frank Vallarelli

**Approve Restaurant All Alcohol License/SCKC LLC d/b/a Local 438/125 Main Street (Time 129:29-138:51 on Stoneham TV on Demand)**

Attorney Steven Cicatelli was present to represent the petitioner. Selectman DePinto read the notice of hearing. Selectman DePinto read the department review and the petitioner agreed to all recommendations. Selectwoman O'Neill moved for approval of the Restaurant All Alcohol License for SCKC LLC d/b/a Local 438, 125 Main Street, seconded by Selectman DePinto. A roll call vote was taken.

Voting in Favor:

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

**Motion was unanimously voted (5-0).**

**Public Hearing/Bar Seating Requirements (Time 138:53-168:41 on Stoneham TV on Demand)**

Selectman DePinto made a motion to waive the reading of the notice, seconded by Selectwoman O'Neill and **unanimously voted (5-0)**. Erin Wortman the Town Planner presented modifications to the current bar seat requirements. Mrs. Wortman states that these changes will allow restaurants some flexibility in arranging and rearranging their floor plan while maintaining the intent of the original language to assure Stoneham restaurants remain restaurant not bar rooms. She states this provision would only be good for six months and any business operating during this time shall be grandfathered for a year under those provisions. The Board had a discussion regarding the modifications. Chairman Boussy opens to the public. Mark Colangelo 14 Gracewood Road spoke. Tara Lawler 53 Walsh Avenue spoke. Joan Lemire Fairview Road spoke. Selectman DePinto read a letter from Felicia's Restaurant. Selectwoman O'Neill addressed the letter from Felicia's. Chairman Boussy states that Erin Wortman is going to continue to review this change. She will come back in 6 months to give an update on if this modification. Selectwoman O'Neill made a motion to amend 16-99 seating requirement and to include a two year grandfathering for any existing licensee, seconded by Selectman Vallarelli. A roll call vote was taken.

Voting in Favor:

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

**Motion was unanimously voted (5-0).**

**Approve LLA Minutes (Time 168:57-169:19 on Stoneham TV on Demand)**

Selectman DePinto moved approval of the 11/17/15 LLA minutes, seconded by Selectwoman O'Neill. A roll call vote was taken.

Voting in Favor:

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

**Motion was unanimously voted (5-0).**

**Approve One Day Special Liquor License/Rev. Mario J. Orrigo/ St. Patrick Parish Center/71 Central Street (1/23/2016 with a snow date of 1/30/2016) (Time 169:20-169:44 on Stoneham TV on Demand)**

Selectman DePinto moved for approval of the following Non-Profit Special Alcoholic License for St. Patrick Parish. Motion was seconded by Selectwoman Colarusso. A roll call vote was taken.

Voting in Favor:

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

**Motion was unanimously voted (5-0).**

**Approve All Alcohol Renewal Licenses (Time 169:53-170:09 on Stoneham TV on Demand)**

Selectman DePinto moved for approval of the following Restaurant All Alcoholic License renewals contingent on fulfilling any outstanding obligations: Moon Glow Restaurant d/b/a China Moon/170 Main Street, Gaetano Inc/271 Main Street, Marty's Caterers, Inc dba Montvale Plaza/54 Montvale Avenue, RCM Group, Inc., d/b/a J.J. Grimsby & Co/301 W. Wyoming Avenue, Felicia's Inc/423 Main Street, 99 Restaurant/10 Main Street, Angelo's Pizzeria & Ristorante, Inc./239 Main Street, Kromel's LLC d/b/a Melissa's Main Street Bistro/407 Main Street, Long Run Inc dba Sato II/147 Main Street, Jagat Enterprise Inc., d/b/a Rang Indian Bistro/5 Central Square, R&W DiNunzio Corp dba Taste of Siam/497-499 Main Street, Long Stream Inc dba Fusion Asian Taste Restaurant/19 Franklin Street, GURU Kirpa, Inc., d/b/a TAJ Indian Bistro and Lounge/58B Montvale Avenue, Zheng Restaurant Inc dba Tulip Asian Cuisine/119 Main Street and Full Service Food Corp dba Bacci's Restaurant/316-320 Main Street. Motion was seconded by Selectwoman O'Neill. A roll call vote was taken.

Voting in Favor:

Selectwoman Colarusso  
Selectman DePinto

Selectwoman O'Neill  
Selectman Vallarelli  
Chairman Boussy

**Motion was unanimously voted (5-0).**

**Approve Club License Renewals (Time 170:10-170:26 on Stoneham TV on Demand)**

Selectman DePinto moved for approval of the following Club All Alcoholic License Renewals contingent on fulfilling any outstanding obligations: American Legion/11 Common Street, BPOE Lodge 2211 Stoneham/471 Main Street, The Appian Club/42 Pleasant Street, The Marconi Club of Stoneham, Inc., /47 Pine Street, Bear Hill Golf Club, Inc./5 North Street, Improved Order of the Redman Wamscott Tribe #39/11 Franklin Street. Motion was seconded by Selectwoman O'Neill. A roll call vote was taken.

Voting in Favor:

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

**Motion was unanimously voted (5-0).**

**Approve General On Premise License Renewal (Time 170:27-170:39 on Stoneham TV on Demand)**

Selectman DePinto moved approval of the following General on Premise License Renewal: Stoneham Theatre Corporation, 393 Main Street, seconded by Selectwoman O'Neill. A roll call vote was taken.

Voting in Favor:

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

**Motion was unanimously voted (5-0).**

**Approve Package Store License Renewals (Time 170:40-170:49 on Stoneham TV on Demand)**

Selectman DePinto moved approval of the following Package Goods All Alcoholic License Renewals: Cerretani Liquors dba Rapid Liquors/171 Main Street, Ganglani Corp d/b/a Redstone Liquors/109 Main Street, CMKP-Stone Corp dba McDonough's Liquors/9 Central Square, RWJ Beverage/85 Cedar Street and RADHE, LLC dba Center Beverage/425 Main Street. Motion was seconded by Selectman Vallarelli. A roll call vote was taken.

Voting in Favor:

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

**Motion was unanimously voted (5-0).**

Selectman DePinto moved to go back to the Board of Selectman, seconded by Selectwoman O'Neill. A roll call vote was taken.

Voting in Favor:

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

**Motion was unanimously voted (5-0).**

**Meeting adjourned at 9:55 p.m.**

Respectfully submitted,  
*Erin Sinclair*



STONEHAM PUBLIC SCHOOLS  
149 FRANKLIN STREET  
STONEHAM, MASSACHUSETTS 02180  
781.279.3802

TO BOARD OF SELECTMEN  
FROM DR. LES OLSON, SUPERINTENDENT, ON BEHALF OF THE  
STONEHAM SCHOOL COMMITTEE  
SUBJ REQUEST FOR SPECIAL TOWN MEETING  
DATE JANUARY 22, 2016

A handwritten signature in blue ink, appearing to read "Les Olson", is written over the "SUBJ" and "DATE" lines of the letterhead.

At its January 21, 2016 meeting, the Stoneham School Committee voted to request that the Board of Selectmen vote to establish a Special Town Meeting to be held in mid-March. The topic for which the Committee requested the Special Town Meeting was for the appropriation of funds for the installation of new boilers at the High School. This schedule is required to ensure the project is completed prior to the opening of school next September. The proposed article would be as follows:

To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow according to any applicable statute, a sum of money for the replacement of the boilers and related equipment at the Stoneham High School, including engineering, demolition, and other related services, or to do anything in relation thereto.

When David Maurer and I attended your December 15 meeting to initially discuss this issue, the primary concern raised by the selectmen was that the installation of boilers at this time would limit the design of any future building renovation. We are pleased to report that all of the engineering firms we interviewed for this project, including RDK Engineers of Andover which is the firm we have contracted with for this design, confirmed that modular condensing hydronic boilers are the preferred product both for our current needs and any future renovation.

Also at the December 15 meeting I informed you that we would have a firm bid estimate by mid-February, but that it would be in the mid-six figures. This week we received an initial construction estimate of just under \$600,000. The estimate is slightly higher than anticipated as the boilers would also require the installation of new variable speed distribution pumps which were not included in my initial estimate of the project scope. We still anticipate a firmer estimate in several weeks.

I have discussed with the School Committee and the Town Administration the possibility of seeking to appropriate for this project the funds which are currently available from the prior sale of surplus school facilities. This would allow us to complete this project without the incurring of new debt or the use of funds from the stabilization accounts.

We look forward to discussing these issues with you at your February 2 meeting. Please contact me if you have any questions. Thank you.

**Special Town Meeting Dates**

Date of Town Meeting		<b>3/14/2016</b>	
Open of Warrant	7	2/15/2016	need to be open atleast 7 days
Close of Warrant	21	2/22/2016	atleast two weeks prior to town meeting date
Newspaper Notice for Open/Close Dates		2/17/2016	within 7 days after the warrant opens
Constable		2/29/2016	2 weeks before town meeting date
Newspaper Final Warrant Notice		3/2/2016	atleast three days prior to town meeting

**Special Town Meeting Dates**

Date of Town Meeting		<b>3/21/2016</b>	
Open of Warrant	7	2/22/2016	need to be open atleast 7 days
Close of Warrant	21	2/29/2016	atleast two weeks prior to town meeting date
Newspaper Notice for Open/Close Dates		2/24/2016	within 7 days after the warrant opens
Constable		3/7/2016	2 weeks before town meeting date
Newspaper Final Warrant Notice		3/9/2016	atleast three days prior to town meeting

**COMMONWEALTH OF MASSACHUSETTS  
WILLIAM FRANCIS GALVIN  
SECRETARY OF THE COMMONWEALTH**

**MIDDLESEX SS.**

To either of the Constables of the Town of Stoneham

**GREETING:**

In the name of the Commonwealth, you are hereby required to notify and warn the inhabitants of said city or town who are qualified to vote in Primaries to vote at

**Precinct 1, 2, 3, 4, 5, 6 and 7**

**Stoneham Town Hall**

on **TUESDAY, THE FIRST DAY OF MARCH, 2016**, from 7:00 A.M. to 8:00 P.M. for the following purpose:

To cast their votes in the Presidential Primary for the candidates of political parties for the following offices:

PRESIDENTIAL PREFERENCE . . . . . FOR THIS COMMONWEALTH  
STATE COMMITTEE MAN . . . . . FIFTH MIDDLESEX SENATORIAL DISTRICT  
STATE COMMITTEE WOMAN . . . . . FIFTH MIDDLESEX SENATORIAL DISTRICT  
WARD OR TOWN COMMITTEE . . . . . TOWN OF STONEHAM

Hereof fail not and make return of this warrant with your doings thereon at the time and place of said voting.

Given under our hands this 2nd day of February, 2016.

\_\_\_\_\_  
Thomas Boussy, Chairman

\_\_\_\_\_  
Ann Marie O'Neill, Vice Chairwoman

\_\_\_\_\_  
Caroline Colarusso

\_\_\_\_\_  
John F. DePinto

\_\_\_\_\_  
Frank Vallarelli

Pursuant to the within warrant, I have notified and warned the inhabitants of the Town of Stoneham qualified to vote in elections and Town affairs of the within meeting by posting attested copies of the said Warrant in at least ten (10) public places in the Town on February 19, 2016 and by publishing duly attested copy of said Warrant in the Stoneham Independent on February 24, 2016.

\_\_\_\_\_  
Robert E. Moreira, Constable

**Proposed Amendment of Town Bylaws  
Regarding Town Meeting Warrant Article Opening, Deadlines and Notice**

**Submitted By Town Counsel  
(January 29, 2016)**

## **Introduction and Overview**

To most effectively and simply consider updating of the Town Bylaws regarding the timing of submission of warrant articles and notice to the public, it is helpful to consider the limited number of types of town meetings at issue and the basic issues which are relevant. More specifically:

### **Types of Town Meetings**

- Annual Town Meeting
- Special October Town Meeting
- All Other Special Town Meetings

### **Basic Issues Up For Review**

- Notice of Opening of Warrant (Town Bylaw)
- Time Period Warrant is Open (Town Bylaw)
- Notice of Warrant (State Law and Town Bylaw)
- Pre-Submission of Warrant Article or a Description Thereof To Board of Selectmen for Placement Of A Proposed Article On the Warrant By The Board (Board of Selectmen Policy)

## **Review and Discussion**

### **What Does State Law Require?**

- M.G.L. c.39, sec. 10 requires that the following notice be provided for Warrants:
  - Annual Town Meeting – 7 days
  - Special Town Meeting – 14 days
- There is no state law requirement for providing notice of the Warrant being opened or for how long the Warrant needs to be open.

**What Is Required By The Current Town Bylaws**

- Annual Town Meeting
  - Warrant Close – 4<sup>th</sup> Monday of Februar
- October Special Town Meeting
  - Warrant Open for 14 days
  - Publication of Warrant Opening – within 7 days after Warrant opened.
  - Closing of Warrant – 4 weeks prior to the Town Meeting.
- All Other Special Town Meetings
  - Warrant Open for 7 days.
  - Publication of Warrant Opening – within seven days after Warrant opened.
  - Closing of Warrant – 2 weeks prior to the Town Meeting.

**Recently Adopted Selectmen Policy Regarding Pre-Submission of Warrant Articles**

Annual Town Meeting

<i>Submitted By</i>	<i>Financial \$10K and over</i>	<i>Non-Financial/Under \$10K</i>
Town Administrator Department Heads Non-Elected Officials Non-Elected Boards/Commissions	January 21	February 1
Elected Board and Officials	February 1	February 7

**October Special Town Meeting**

	<i>Financial \$10K and over</i>	<i>Non-Financial/Under \$10K</i>
Town Administrator Department Heads Non-Elected Officials Non-Elected Boards/Commissions	August 1	August 15
Elected Board and Officials	August 15	August 21

## All Other Special Town Meeting

### **Requirements Apply Only If Warrant Opened For A Minimum of 3 Weeks**

	<i>Financial \$10K and over</i>	<i>Non-Financial/Under \$10K</i>
Town Administrator	14 days prior to warrant close	Same
Department Heads		
Non-Elected Officials		
Non-Elected Board		
Elected Board and Officials	10 days prior to warrant close	Same

## **Recommendations**

1. Move the close of the Warrant for the Annual Town Meeting from the 4<sup>th</sup> Monday in February to the 1<sup>st</sup> or 2<sup>nd</sup> Monday in March. Given the newly adopted policy of pre-submission to the Board of Selectmen, this allows more time for both the Selectmen's review, and if the Board chooses not to place a proposed article on the Warrant, there is more time available for the municipal or school proponent of the article to obtain the signatures necessary for insuring the warrant article is placed on the warrant.

2. Eliminate the requirement for Special Town Meetings (other than the regular October Special Town Meeting) that there be a minimum opening time for the Warrant, and correspondingly, eliminate the requirement for newspaper publication that the Warrant is open. As noted above, state law does not require a minimum time for a Warrant to be open, nor that any such time period be published. When special town meetings are called for, which is not a common occurrence, it is often necessary to have the meeting quickly in order to meet a deadline. The only practical way to shorten the time period, given the 14-day notice requirement of the Warrant itself, is to eliminate the requirement that the Warrant be open for a minimum period of time. This also makes policy sense because the calling of such a special meeting for the specific purpose requiring timely action is not really the time to encourage the submission of other warrant articles, which otherwise would be considered at a regularly scheduled meeting, whether in May or October.

Please note, that the absence of a bylaw requiring the Warrant for a Special Town Meeting to be open a minimum period of time, does not prevent a Board of Selectmen from nonetheless doing so if circumstances warrant.

3. I do not recommend that the recently adopted policy regarding the pre-submission of Warrant Articles (or a description thereof) be codified into a bylaw. As evidenced by its implementation this year, it appears to have achieved its purpose, and making it a bylaw would not, in my judgment, change compliance therewith or its effectiveness. Additionally, since the policy relates to the work of the Board of Selectmen itself, it makes sense to allow future Boards of Selectmen to change the policy as they deem necessary on their own.

If the date of the closing for the Annual Town Meeting Warrant is changed, the Board may want to consider whether or not to tweak the pre-submission dates. Additionally, the Board can consider whether it wants to change its pre-submission policy for Special Town Meetings. The Board certainly could do so, and in fact even eliminate the pre-submission policy for such Special Meetings, but the Board could also decide to retain the current policy for those instances where the Warrant is open for a minimum of 3 weeks (which may be unlikely given the exigencies requiring such meetings, as described above.

After the Board decides what, if any changes, to make with respect to these matters, I will draft the changes in warrant form, amending Article 2 of the Town Code, consistent therewith.

Please feel free to contact this office if there are any questions or if I can be of assistance.

Enclosures:

M.G.L. c.39, Section 10  
Stoneham Town Code, Article 2

cc: Town Administrator  
Town Clerk

# Chapter 2

## Administration

**State law reference** - As to town officers and employees, generally, G.L. c. 41. Appointment to fill vacancy in town office, G.L. c. 41, Sec. 11.

**Cross references** - Inspector of wires, Secs. 5-1, 5-2. Zoning, generally, Ch. 15, including Rules and Regulations of the: Board of Appeals, Sec. 7.1; Board of Selectmen, Sec. 7.2; Planning Board, Sec. 7.3 and Building Inspector, Sec. 7.5. Retirement Board, Rules and Regulations, Ch. 19. Board of Health, Rules and Regulations, Ch. 20.

### Article I. In General.

#### Section

- 2-1. Reserved.

### Article II. Town Meetings.

- 2-2. Annual meeting - Date.  
2-3. Annual meeting - Adjourned sessions.  
2-3.1. Schedule Special Town Meeting.  
2-4. Time for opening and closing of polls.  
2-5. Notice.  
2-6. Warrants - Forwarding to finance and advisory board.  
2-7. Warrants - Final date for receipt of articles for insertion.  
2-8. Same - Copies for distribution at meetings.  
2-9. Moderator - Presiding officer.  
2-10. Same - Robert's Rules and Order.  
2-11. Speaking - Generally.  
2-11.1. Maker of Motion.  
2-12. Same - Attorneys employed by others.  
2-13. Deleted.  
2-14. Barring of nonvoters.  
2-15. Reconsideration of vote.  
2-15.1. Secret ballot.

### Article III. Finance and Advisory Board.

- 2-16. Creation; composition; terms of members; subsequent appointments; vacancies; removal.

- 2-17. Other offices held by members; compensation and term of members; organization.
- 2-18. Matters to be considered.
- 2-19. Financial estimates of boards, officers, etc., expending town money - Preparation and filing.
- 2-20. Same - Consideration and report of board.
- 2-21. Review of articles to be inserted in warrants for town meetings.
- 2-22. Preparation and filing of equipment reports.

#### **Article IV. Officers, Boards and Committees, Generally.**

- 2-23. Notice to clerk of organization and office hours or time of meetings.
- 2-24. Reserved.
- 2-25. Same - Contracts exceeding five hundred dollars; approval of legal form.
- 2-26. Residency Requirement - Boards, Commissions and Committees.
- 2-27. Deleted.
- 2-28. Reserved.
- 2-29. Reserved.
- 2-30. Reserved.
- 2-31. Filing and publication of annual reports.
- 2-32. Payment to treasurer and report to town accountant of funds received for town.

#### **Article V. Committees.**

- 2-33. Committees - Generally.
- 2-34. List of Committees - Town Clerk.
- 2-35. Reserved.
- 2-36. Reserved.
- 2-37. Reserved.
- 2-37.1 Reserved.
- 2-37.2 Open Space and Recreation Advisory Committee; establishment and duties.
- 2-37.3 Capital Improvement Advisory Committee

#### **Article VI. Board of Selectmen.**

- 2-38. Composition; terms of members.
- 2-39. Powers, generally.
- 2-40. Appearance before state or county boards or commissions to protect interests of town.
- 2-41. Signing and sealing of conveyances of land.
- 2-42. Reserved.

- 2-43. Custody of bonds of treasurer and tax collector.
- 2-44. Numbering of buildings.

#### **Article VII. Town Counsel.**

- 2-45. Appointment; qualifications; compensation.
- 2-46. Duties, generally; employment of additional or special counsel by selectmen.
- 2-47. Prosecution of suits by town; defense of actions against town; trial of cases before tribunals, referees, etc.
- 2-48. Settlement of litigation.
- 2-49. Prosecution of statute or bylaw violations.
- 2-50. Annual report.
- 2-51. Representation of town at hearings of General Court committees.

#### **Article VIII. Town Clerk.**

- 2-52. Duties, generally.
- 2-53. Copies of town actions affecting officers and committees.
- 2-54. Vital statistics reports.
- 2-55. Abstracts of official records of the town meetings.
- 2-56. Recording, filing and indexing of deeds, easements, etc.; keeping true copies of deeds and conveyances of selectmen.

#### **Article IX. Treasurer And Tax Collector.**

- 2-57. Treasurer - Custody of bonds and insurance policies of town.
- 2-57.1. Reserved.
- 2-58. Same -Annual report.
- 2-59. Same - Sales of land acquired by tax foreclosure.
- 2-60. Duties of tax collector.
- 2-60A. Non-payment of municipal taxes, charges, etc.; License and permit denial, suspension and revocation.

#### **Article X. Housing Authority.**

- 2-61. Established.

#### **Article XI. Planning Board.**

- 2-62. Establishment; composition.

#### **Article XII. Council on Aging.**

- 2-63. Established; composition; appointment of members.

2-64. Duties.

## ARTICLE I. IN GENERAL

**Sec. 2-1. Reserved. (5-5-03, Art. 11)**

## ARTICLE II. TOWN MEETINGS

**State law reference**—Town meetings, generally, G.L. c. 39, secs. 9-21 and 24.

**Sec. 2-2. Annual meeting - Date.**

The annual town meeting for the election of town officers shall be held on the first Tuesday in April of each year. (4-10-78, Art. 8)

**State law reference** - Time of annual meeting, G.L. c. 39, sec. 9.

**Sec. 2-3. Annual meeting - Adjourned sessions.**

All business of the annual town meeting except the election and the determination of such matters as by law are required to be elected or determined at the first session of such meeting, shall be considered at an adjournment thereof which adjournment shall be held on the first Monday in May at 7:00 P.M. and on the following Thursday at 7:00 P.M. and every consecutive Monday and Thursday thereafter at 7:00 P.M. until the business before the town in the annual meeting warrant is completed. (4-11-83, Art. 12) (5-5-08, Art. 15)

**State law reference** - Annual meeting, election of officers, times, adjournment, holidays, G.L. c. 39, sec. 9.

**Sec. 2-3.1. Schedule Special Town Meeting.**

A special Town Meeting shall be held in October of each year on a date to be set by the Board of Selectmen. The Warrant for the October Meeting, shall be open for the insertion of articles for a period of not less than fourteen (14) days and shall be closed at least four (4) weeks prior to the scheduled Town Meeting date. Notice of the warrant open and close dates shall be published in some newspaper in the town within seven (7) days after the warrant is open. All other special town meeting shall be open for the insertion of articles for a period of not less than seven (7) days and shall be closed at least two (2) weeks prior to the scheduled town meeting date with notice of the open and close date in some newspaper within the town published within seven (7) days after the warrant is open. (4-13-78, Art. 44; 4-6-93, Art. 9, 10-23-00, Art. 9)

**State law reference** - G.L. c. 39, sec. 9.

**Sec. 2-4. Time for opening and closing of polls.**

The time for opening and closing of the polls for the election of officers shall be determined by the selectmen and stated in the warrant, subject however to the provisions of Section 64 of Chapter 54 of the General Laws. (1932 Bylaws, Art. 1, Sec. 3)

**Sec. 2-5. Notice.**

Notice of every special town meeting shall be given by posting an attested copy of the warrant calling for such meeting in at least ten public places in the town, not less than fourteen days prior to such meeting; and notice of every annual town meeting shall be given by posting an attested copy of the warrant calling such annual meeting not less than seven days prior to such meeting; and by causing such attested copy of the warrant for either the special or annual town meeting to be published in some newspaper in the town or by mailing a notice to each residence at least three days prior to the time of holding such meeting. (1932 Bylaws, Art. 1, Sec. 4; 5-2-77; 4-7-98, Art. 8)

**State law reference** - G.L. c. 39, sec. 10.

**Sec. 2-6. Warrants—Forwarding to finance and advisory board.**

Copies of all articles on the warrant for annual or special town meetings involving the expenditures of money shall be forwarded by the selectmen, within two days after the final date fixed for receiving said articles, to the finance and advisory board for its consideration. (1932 Bylaws, Art. 1, Sec. 5; 3-8-43)

**State law reference** - Warrant, G.L. c. 39, sec. 10. Advisory or finance committees, G.L. c. 39, sec. 16.

**Sec. 2-7. Warrants—Final date for receipt of articles for insertion.**

The Selectmen shall annually fix the fourth Monday of February as the final date on which they will receive Articles for insertion in the Warrant for the annual Town Meeting. All Articles must be presented to the Selectmen in finished form, typed on plain stationery, 8 ½" x 11", double spaced. (1932 Bylaws, Art. 1, Sec. 6; 3-8-43, Art. 44; 1-25-82, Art. 1; 5-5-94, Art. 11)

**Sec. 2-8. Same—Copies for distribution at meetings.**

A sufficient number of the warrants together with the recommendations of the Finance and Advisory Board and Planning Board shall be printed for distribution at each meeting. (1932 Bylaws, Art. 1, Sec. 7)

**Sec. 2-9. Moderator—Presiding officer.**

The moderator shall preside and regulate the proceedings, decide all questions of order and make public declaration of all votes. The moderator may take all votes requiring a two-thirds majority in the same manner in which the moderator conducts the taking of a vote when a majority is required. (1932 Bylaws, Art. 1, Sec. 8; 10-25-99, Art. 23)

**State law reference** - Powers and duties of moderator, G.L. c. 39, sec. 15. Preservation of order, G.L. c. 39, sec. 17. Reception of votes, G.L. c. 39, sec. 18. Oath of office, G.L. c. 41, sec. 107. Town meeting, duties, G.L. c. 39, sec. 10.

**Sec. 2-10. Same—Robert's Rules and Order.**

The duties of the moderator, not specifically provided for by law or these bylaws, shall be determined by the rules of practice contained in Roberts Rules and Order, revised, so far as such rules are applicable to a Town Meeting. (1932 Bylaws, Art. 1, Sec. 9; 3-13-67)

**Sec. 2-11. Speaking—Generally.**

Every voter speaking upon a subject in any meeting shall confine his remarks to the question before the meeting, avoid personalities and be seated when he has finished. (1932 Bylaws, Art. 1, Sec. 10)

**State law reference** - Regulation of town meetings, G.L. c. 39, sec. 15.

**Sec. 2-11.1 Maker of motion.**

The petitioner of an article of Town Meeting or Special Town Meeting (“Town Meeting”) (which for purposes of this bylaw shall include any person who signed the subject warrant article) shall have the first option to make the main motion before the Town Meeting body. Any main motion by the petitioner, other than a procedural motion (including a motion for indefinite postponement), must be submitted to the Town Clerk (“Clerk”) at the Clerk’s office or to the Clerk’s official e-mail address no later than three (3) business days prior to the first day of the Town Meeting. (In calculating said time period, the first day prior to the day of Town Meeting shall be the first Town Hall business day in such calculation. (5-6-93, Art. 8) (10-21-13, Art. 3)

**Sec. 2-12. Same—Attorneys employed by others.**

Any voter who is employed as an attorney by another interested in any matter under discussion at a town meeting shall disclose the fact of his employment before speaking thereon. (1932 Bylaws, Art. 1, Sec. 11)

**Sec. 2-13. Deleted.**

(6-22-77, Art. 2)

**Editor's Note**—Quorum requirements for Town Meeting deleted.

**Sec. 2-14. Barring of nonvoters.**

If the moderator so orders, only voters shall be admitted to the place of meeting or to a defined portion thereof; and the check list shall be used in the enforcement of such order. (1932 Bylaws, Art. 1, Sec. 13)

**State law reference** - Reception of votes, G.L. c. 39, sec. 18.

**Sec. 2-15. Reconsideration of vote.**

(a) No vote shall be reconsidered, except after the affirmative vote of two-thirds of the voters present and voting on a motion to reconsider such vote.

(b) A motion to reconsider any vote shall be made before the final adjournment of the meeting at which the vote was passed; provided that such motion to reconsider shall not be made at an adjourned session of the meeting unless the mover has given notice of his intention to make such a motion either at the session of the meeting at which the vote was passed or by written notice to the town clerk not more than forty-eight hours after the hours of adjournment of such session and not less than twelve hours before the hour to which adjournment has been voted. A vote shall not be reconsidered a second time or after a motion to reconsider it has failed to pass. (3-15-49, Art. 76)

**Sec. 2-15.1. Secret ballot.**

Upon the vote of twenty-five or more persons present and voting at an annual or special town meeting, a secret ballot shall be used as the means of voting on a particular motion. (3-28-74, Art. 59; 4-12-76, Art. 17; 5-6-96, Art. 13)



Massachusetts Laws

[Massachusetts Constitution](#)

[General Laws](#)

[Session Laws](#)

[Rules](#)

General Laws

[Print Page](#)

**PART I ADMINISTRATION OF THE GOVERNMENT**

[NEXT](#)

**TITLE VII CITIES, TOWNS AND DISTRICTS**

[PREV](#) [NEXT](#)

**CHAPTER 39 MUNICIPAL GOVERNMENT**

[NEXT](#)

**Section 10 Warrant; issuance; contents**

[PREV](#) [NEXT](#)

Section 10. Every town meeting or town election, except as hereinafter provided, shall be called in pursuance of a warrant, under the hands of the selectmen, notice of which shall be given at least seven days before the annual meeting or an annual or special election and at least fourteen days before any special town meeting. The warrant shall be directed to the constables or to some other persons, who shall forthwith give notice of such meeting in the manner prescribed by the by-laws, or, if there are no by-laws, by a vote of the town, or in a manner approved by the attorney general. The warrant for all town meetings shall state the time and place of holding the meeting and the subjects to be acted upon thereat. The town meeting may be held in one or more places; provided, that if it is held in more than one place, the places are connected by means of a public address system and loud speakers so that the proceedings in all such places may be heard and participated in by all the voters present therein. Whenever the moderator determines that voters are being excluded from the town meeting because there is no room for them in the places provided or that voters in attendance are being deprived of the opportunity to participate therein for any reason whatsoever, he shall either, on his own motion recess the meeting for any period during the day of the meeting or, after consultation with the members of the board of selectmen then present, adjourn the same to another date, not later than fourteen days following the date of said meeting, when places and facilities sufficient to accommodate all voters attending and to enable them to participate therein shall be available. The selectmen shall insert in the warrant for the annual meeting all subjects the insertion of which shall be requested of them in writing by ten or more registered voters of the town and in the warrant for every special town meeting all subjects the insertion of which shall be requested of them in writing by one hundred registered voters or by ten per cent of the total number of registered voters of the town whichever number is the lesser. The selectmen shall call a special town meeting upon request in writing, of two hundred registered voters or of twenty per cent of the total number of registered voters of the town, whichever number is the lesser; such meeting to be held not later than forty-five days after the receipt of such request, and shall insert in the warrant therefor all subjects the insertion of which shall be requested by said petition. No action shall be valid unless the subject matter thereof is contained in the warrant. Two or more distinct town meetings for distinct purposes may be called by the same warrant.

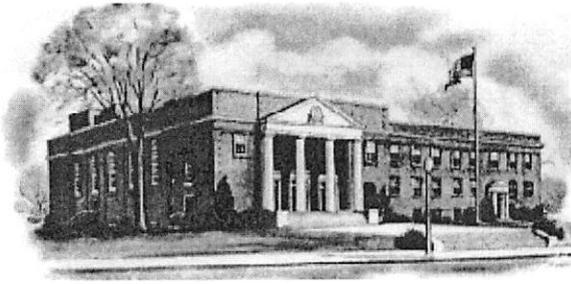
The written requests of registered voters for the insertion of subjects in town meeting warrants shall not be valid unless the required number of registered voters not only sign their names but also state their residence, with street and number, if any. The selectmen shall

submit such written requests to the board of registrars of voters or the board of election commissioners who shall check and forthwith certify the number of signatures so checked which are names of voters in the town, and only names so checked and certified shall be counted. A greater number of names than are required in each case need not be certified.

[Show / Hide Site Map](#)

[Mass.gov](#) | [Site Map](#) | [Site Policy](#) | [Contact Us](#)

Copyright © 2016 The General Court, All Rights Reserved



TOWN OF  
STONEHAM  
MASSACHUSETTS  
Town Counsel

**To:** Thomas Boussy, Chairman  
Board of Selectmen

**From:** William H. Solomon  
Town Counsel

**Date:** January 29, 2016

**Subject:** An Act Relative To Cable PEG Access Enterprise Fund – Chapter 352 of the Acts of 2014, amending M.G.L. c. 44, Section 53F1/2

Attached please find the above referenced Act Relative To Cable PEG Access Enterprise Fund – Chapter 352 of the Acts of 2014, amending M.G.L. c. 44, Section 53F1/2 which I request we discuss this Tuesday with respect to its placement on the Warrant for the Annual Town Meeting.

I note that this Act, passed in 2014, was both unnecessary, creates problems that did not previously exist, and fails to understand the interplay of federal and Massachusetts cable law. It was passed by the Legislature without careful consideration and no discussion with the many stakeholders. Since its passage the Department of Revenue (Local Services Division), which has a constricted view of the matter given the passage of the Act (and which for the prior 40 years intentionally did not apply Massachusetts financial laws to superseding substantive federal and state cable law) has gone back and forth as to its view of the consequence of not adopting such an enterprise fund. The recommendation to do so at this time by this office is based solely in the DOR position, at least there position at the moment.

We can review further on Tuesday.

Thank you.

Enclosure



Massachusetts Laws

Session Law

[Print Page](#)

[Massachusetts Constitution](#)

[General Laws](#)

[Session Laws](#)

[Rules](#)

<b>Acts</b>	
<b>2014</b>	Jump to: 2014 <input type="button" value="v"/>
<b>Chapter 352</b>	<b>AN ACT RELATIVE TO CABLE PEG ACCESS ENTERPRISE FUND</b>
	<a href="#">PREV</a> <a href="#">NEXT</a>

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same as follows:*

SECTION 1. Section 53F½ of chapter 44 of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by inserting after the word "utility", in line 4, the following words:- , cable television public access.

SECTION 2. Said chapter 44 is hereby further amended by inserting after section 53F½ the following section:-

Section 53F¾. Notwithstanding section 53 or any other general or special law to the contrary, a municipality that accepts this section may establish in the treasury a separate revenue account to be known as the PEG Access and Cable Related Fund, into which may be deposited funds received in connection with a franchise agreement between a cable operator and the municipality. Monies in the fund shall only be appropriated for cable-related purposes consistent with the franchise agreement, including, but not limited to: (i) support of public, educational or governmental access cable television services; (ii) monitor compliance of the cable operator with the franchise agreement; or (iii) prepare for renewal of the franchise license.

Approved, October 17, 2014.

[Show / Hide Site Map](#)

**Article 1.** To choose the following officers:

Two (2) Selectman for three (3) years.

One (1) School Committee Members for three (3) years.

One (1) Board of Health Member for three (3) years.

One (1) Planning Board Member for five (5) years.

One (1) Board of Assessors Member for three (3) years.

One (1) Housing Authority Member for five (5) years.

Two (2) Library Trustees for three (3) years.

One (1) Town Clerk for three (3) years.

**Article 2.** To choose all other necessary Town officers for the ensuing year in such a manner as the Town may determine.

**Board of Selectmen**

**Article 3.** To hear the reports of Town officers and committees and to act thereon and to choose committees.

**Board of Selectmen**

**Article** To see if the Town will vote to fix the salaries of the several elective officers and the Boards of the Town for the 2016/2017 fiscal year.

Town Moderator	\$0
Board of Assessors	\$1,200
Board of Selectmen	\$3,000
Town Clerk	\$68,641

**Board of Selectmen**

**Article** To see if the Town will vote to reauthorize a revolving fund under Massachusetts General Law Chapter 44, Section 53E1/2 for the purpose of using receipts generated from renting space at the Fire Station to pay the utility, cleaning and maintenance costs, and capital improvements of the Fire Station, and authorize expenditures by the Fire Chief, not to exceed \$30,000 during Fiscal Year 2017 which may be made from such fund. In addition, transfer any balance remaining on June 30, 2016 from the existing Revolving account into the reauthorized Revolving account. Or do anything in relation thereto.

**Board of Selectmen**

**Article** To see if the town will vote to reauthorize a revolving fund under Massachusetts General Law Chapter 44, Section 53E1/2, for the purpose of using receipts generated from renting space at the Senior Center building to help pay the cleaning, utilities and maintenance costs of the senior center, and authorize expenditures by the Council on Aging Director, not to exceed \$30,000 during Fiscal Year 2017 which may be made from such fund. In addition, transfer any balance remaining on June 30, 2016 from the existing Revolving account into the reauthorized Revolving account. Or do anything in relation thereto.

**Board of Selectmen**

**Article** To see if the town will vote to reauthorize a revolving fund under Massachusetts General Law Chapter 44, Section 53E1/2, for the purpose of using receipts generated from fees charged for outings and transportation services at the Senior Center to cover costs associated with these outings and providing these transportation services, and authorize expenditures by the Council on Aging Director, not to exceed \$40,000 during Fiscal Year 2017 which may be made from such fund. In addition, transfer any balance remaining on June 30, 2016 from the existing Revolving account into the reauthorized Revolving account. Or do anything in relation thereto.

**Board of Selectmen**

**Article** To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to amend the Fiscal Year 2016 departmental budgets approved under Article No. 1 of the June 8, 2015 Special Town Meeting, as amended. Or do anything in relation thereto.

**Board of Selectmen**

**Article** To see if the Town will vote to reauthorize a revolving fund under Massachusetts General Law Chapter 44, Section 53E1/2 for the purpose of using receipts generated from fees charged for public health services to cover the costs of these services, and authorize expenditures by the Board of Health, not to exceed \$50,000 during Fiscal Year 2017 which may be made from such fund. In addition, transfer any balance remaining on June 30, 2016 from the existing Revolving account into the reauthorized Revolving account. Or do anything in relation thereto.

**Board of Selectmen**

**Article** To see if the Town will vote to raise and appropriate from taxation or by transfer from available funds, such sums as may be necessary to defray Town charges for the ensuing year, including debt and interest and a reserve fund, or do anything in relation thereto.

**Board of Selectmen**

**Article** To see if the Town will vote to reauthorize a revolving fund under Massachusetts General Law Chapter 44, Section 53E1/2 for the purpose of using receipts generated from renting space at the Fire Station to pay the utility, cleaning and maintenance costs, and capital improvements of the Fire Station, and authorize expenditures by the Fire Chief, not to exceed \$40,000 during Fiscal Year 2017 which may be made from such fund. In addition, transfer any balance remaining on June 30, 2016 from the existing Revolving account into the reauthorized Revolving account. Or do anything in relation thereto.

**Board of Selectmen**

## Sinclair, Erin

---

**From:** Charles F. Houghton <CFHoughton@cfhlawoffice.com>  
**Sent:** Thursday, January 21, 2016 3:58 PM  
**To:** Sinclair, Erin  
**Cc:** Ragucci, David  
**Subject:** 8 Brentwood Road, Stoneham, MA

I represent the owner of the above-noted property. The property consists of two lots, Lot 7A Brentwood Road and 8A Cabot Road. Lot 8A is subject to a 15 foot drainage easement in favor of the Town of Stoneham running from Cabot Road to land now or formerly of Kessler as shown on Plan 143 of 1968. I have been unable to find any record of this easement in the DPW files nor does the drain appear to be functioning. I have asked DPW to inspect the drain and confirm it is not functioning. If it appears the drain is not functioning, then the easement would not be necessary and I would be submitting an article to Town Meeting to abandon the easement. I anticipate having an answer from DPW prior to the February 22, 2016 deadline for filing Town Meeting articles.

Charles Houghton, Esq.  
Law Office of Houghton, Gordon and Mulligan  
271 Main Street, Suite 202  
Stoneham, MA 02180  
Tel. 781-438-7444  
Fax. 781-438-2078

United States Treasury Regulation Circular 230 requires that we inform you that, unless expressly stated otherwise, any United States federal tax advice contained in this e-mail, including any attachments, is not intended or written to be used, and cannot be used, by any person for the purpose of avoiding any tax penalties imposed by the Internal Revenue Code of 1986, as amended or to promote, market or recommend to another party any transaction or matter addressed herein.

This e-mail and any files transmitted with it are confidential and are intended solely for the use of the individual or entity to whom they are addressed. This communication may contain material protected by attorney-client privilege. If you are not the intended recipient or the person responsible for delivering the e-mail for the intended recipient, be advised that you have received this e-mail in error and that any use, dissemination, forwarding, printing, or copying of this e-mail is strictly prohibited. If you believe you have received this e-mail in error, please immediately notify the Law Office of Charles F. Houghton by telephone at 781-438-7444.

DRAFT

ARTICLE

Spalding Road – section one  
Stoneham, MA

To see if the Town will vote to accept as a Public Way the following way as laid out by the Town Administrator and further described as follows:

A certain roadway situated in the Town of Stoneham, County of Middlesex, Commonwealth of Massachusetts, bounded and described as follows:

Beginning at a point, on the easterly sideline of MacArther Road and the southwesterly corner of land of Maryellen Sheeham, thence;

N 81°33'26" E            a distance of One Hundred Seventy-Seven and Twenty-Seven Hundredths (177.27') feet to a point, thence;

Northeasterly            along a curve to the left, a distance of Forty-Four and Eighty-Two Hundredths (44.82') feet with a radius of Eighty and Fifty Hundredths (80.50') feet to a point, thence;

N 49°39'20" E            a distance of One Hundred One and Thirty-Two Hundredths (101.32') feet to a point, thence;

Northerly                along a curve to the left, a distance of Thirty-Four and Forty-Three Hundredths (34.43') feet with a radius of Twenty-Five and Zero Hundredths (25.00') feet to a point, thence;

Southeasterly            along a non-tangent curve to the left, a distance of Eighty-Three and Fourteen Hundredths (83.14') feet with a radius of Two Hundred Fifty and Zero Hundredths (250.00') feet to a point, thence;

Westerly                 along a non-tangent curve to the left, a distance of Thirty-Five and Seventy-Nine Hundredths (35.79') feet with a radius of Twenty-Five and Zero Hundredths (25.00') feet to a point, thence;

S 49°39'20" W            a distance of Ninety-Eight and Eighty-Four Hundredths (98.84') feet to a point, thence;

Westerly                 along a curve to the right, a distance of Sixty-Seven and Sixty-Five Hundredths (67.65') feet with a radius of One Hundred Twenty-One and Fifty Hundredths (121.50') feet to a point, thence;



DRAFT

ARTICLE

Spalding Road – section two  
Stoneham, MA

To see if the Town will vote to accept as a Public Way the following way as laid out by the Town Administrator and further described as follows:

A certain roadway situated in the Town of Stoneham, County of Middlesex, Commonwealth of Massachusetts, bounded and described as follows:

Beginning at a point, on the easterly sideline of Winship Drive and the northerly sideline of Spalding Road at land of Kyle J. & Kristin Loehning, thence;

- |               |  |
|---------------|--|
| Southeasterly | along a curve to the left, a distance of Forty-Three and Fifty-Five Hundredths (43.55') feet with a radius of Twenty-Five and Zero Hundredths (25.00') feet to a point, thence;                |
| Easterly      | along a curve to the right, a distance of Thirty-Six and Ninety-Four Hundredths (36.94') feet with a radius of One Hundred Ninety-Eight and Zero Hundredths (198.00') feet to a point, thence; |
| N 68°39'54" E | a distance of One Hundred Nineteen and Sixty-Seven Hundredths (119.67') feet to a point, thence;   |
| Northeasterly | along a curve to the left, a distance of Nineteen and Eighty-Eight Hundredths (19.88') feet with a radius of Twenty-Five and Zero Hundredths (25.00') feet to a point, thence;                 |
| Southerly     | along a curve to the right, a distance of Two Hundred Twelve and Ninety-Five Hundredths (212.95') feet with a radius of Forty-Five and Zero Hundredths (45.00') feet to a point, thence;       |
| Westerly      | along a curve to the left, a distance of Nineteen and Eighty-Eight Hundredths (19.88') feet with a radius of Twenty-Five and Zero Hundredths (25.00') feet to a point, thence;                 |
| S 68°39'54" W | a distance of One Hundred Nineteen and Sixty-Seven Hundredths (119.67') feet to a point, thence;   |
| Southwesterly | along a curve to the left, a distance of Fifty-One and Forty-Two Hundredths (51.42') feet with a radius of Twenty-Five and Zero Hundredths (25.00') feet to a point, thence;                   |



DRAFT

ARTICLE  
Winship Drive  
Stoneham, MA

To see if the Town will vote to accept as a Public Way the following way as laid out by the Town Administrator and further described as follows:

A certain roadway situated in the Town of Stoneham, County of Middlesex, Commonwealth of Massachusetts, bounded and described as follows:

Beginning at a point, on the northerly sideline of land of Christopher & Kathryn Shaker at the Town Line between Stoneham and Wakefield, thence;

- |               |   |
|---------------|---|
| N 70°59'42" W | a distance of One Hundred Eleven and Forty-Eight Hundredths (111.48') feet to a point, thence;  |
| Westerly      | along a curve to the left, a distance of Fifty-Six and Thirty-Nine Hundredths (56.39') feet with a radius of One Hundred Fifty and Zero Hundredths (150.00') feet to a point, thence;                       |
| S 87°27'50" W | a distance of One Hundred Thirty-Three and Fifty-Five Hundredths (133.55') feet to a point, thence;   |
| Northwesterly | along a curve to the right, a distance of Three Hundred Thirty and Twenty Hundredths (330.20') feet with a radius of Two Hundred Fifty and Zero Hundredths (250.00') feet to a point, thence;               |
| N 16°51'29" W | a distance of One Hundred Seventy and Forty-Six Hundredths (170.46') feet to a point, thence;   |
| Northeasterly | along a curve to the right, a distance of Two Hundred Thirty-Three and Twenty-One Hundredths (233.21') feet with a radius of One Hundred Twenty-Four and Zero Hundredths (124.00') feet to a point, thence; |
| S 89°05'46" E | a distance of Eighty-Eight and Two Hundredths (88.02') feet to a point, thence;   |
| Easterly      | along a curve to the left, a distance of Eighty-Two and Forty-Nine Hundredths (82.49') feet with a radius of Two Hundred and Zero Hundredths (200.00') feet to a point, thence;                             |

N 67°16'22" E a distance of Seventy-Seven and Eighty-Two Hundredths (77.82') feet to a point on the Town Line of Stoneham and Wakefield, thence;

S 21°48'19" E By said Town Line, a distance of Forty-Eight and One Hundredths (48.01') feet to a point, thence;

S 67°16'22" W a distance of Seventy-Seven and Five Hundredths (77.05') feet to a point, thence;

Westerly along a curve to the right, a distance of One Hundred Two and Twenty-Nine Hundredths (102.29') feet with a radius of Two Hundred Forty-Eight and Zero Hundredths (248.00') feet to a point, thence;

N 89°05'46" W a distance of Eighty-Eight and Two Hundredths (88.02') feet to a point, thence;

Southwesterly along a curve to the left, a distance of One Hundred Forty-Two and Ninety-Four Hundredths (142.94') feet with a radius of Seventy-Six and Zero Hundredths (76.00') feet to a point, thence;

S 16°51'29" E a distance of One Hundred Seventy and Forty-Five Hundredths (170.45') feet to the point, thence;

Southeasterly along a curve to the left, a distance of Two Hundred Sixty-Six and Eighty Hundredths (266.80') feet with a radius of Two Hundred Two and Zero Hundredths (202.00') feet to a point, thence;

N 87°27'50" E a distance of One Hundred Thirty-Three and Fifty-Five Hundredths (133.55') feet to a point, thence;

Easterly along a curve to the right, a distance of Seventy-Four and Forty-Four Hundredths (74.44') feet with a radius of One Hundred Ninety-Eight and Zero Hundredths (198.00') feet to a point, thence;

S 70°59'42" E a distance of Seventy and Two Hundredths (70.02') feet to a point on the Town Line of Stoneham and Wakefield, thence;

S 21°48'19" E By said Town Line, a distance of Sixty-Three and Forty-Two Hundredths (63.42') feet to the point of beginning.



To see if the Town of Stoneham will vote to approve Chapter 235 of the Acts of 1994. This local option provides that any firefighter or police officer who is terminated due to a reduction in force and who is reinstated to his or her former position within three years can be credited with service for the period of the layoff; provided that he or she pays into the annuity savings fund of the retirement system an amount equal to the deductions that would have been paid by the member had he or she not been terminated, together with interest. The act took effect on December 27, 1994.

John J. Scullin		3
Erin Sinclair	18 George St	3
Theresa	3 Martin Louis Way	6
Debra Pettengill	17 Stonewood Ave	6
Maria Sadarung	65 Spring St	7
Michelle B. Greyster	15 Pine St #3	
Barbara McLaughlin	11 Sherwood Rd	3
Randy Gray	4 San Jose Terrace	
Wiane M. Murphy	22 Avalon Road	6
Cheryl Kozlowski	9 Christine Ave	3
Raymie Paur	42 Bonad Rd.	3

## MOTION

To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow according to any applicable statute, a sum of money for the replacement of the boilers and related equipment at the Stoneham High School, including engineering, demolition, and other related services, or to do anything in relation thereto.

## OPEB Trust Fund Warrant

To see if the Town will vote to establish an Other Post-Employment Benefits Liability Trust Fund (OPEB), as defined in Chapter 32B, section 20 of the Massachusetts General laws, or to do anything in relations to.

### **Proposed Warrant Article**

To see if the Town will vote to authorize a revolving fund under Massachusetts General Law Chapter 44, Section E1/2, for the purpose of using receipts generated from fees charged for the Farmers' Market to cover costs associated with this programming, and authorize expenditures by Town Planner, not to exceed \$40,000 during Fiscal Year 2017 which may be made from such fund. In addition, to transfer any balance remaining on June 30, 2016 from the existing account (Fund #3460) into the authorized Revolving account, or anything in relation thereto.

Town of Stoneham, MA

Proposed TIF Warrant Article

To see if the Town will vote to authorize entry into the Tax Increment Financing Plan (also known as a TIF Plan) with C&S Capital Properties LLC, or its successor, pursuant to all the applicable provisions of the Massachusetts General Laws, including MGL, Chapter 40, Section 59 and Chapter 59, Section 5 in connection with the development of property located at both 370-380 Main Street and 10 Central Street, Stoneham, MA, as shown on the Board of Assessors Map 18, Parcel 213, 214 and 217 as described in the Economic Development Incentive Program Local Incentive Only application prepared by C&S Capital Properties LLC, on file at the Town Clerks' Office, and to authorize the Board of Selectmen to take such action as is necessary to obtain approval of the Tax Incentive Program Local Incentive Only application and to implement the Tax Increment Financing Plan (TIF); or do anything in relation thereto.

## MOTION

To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow according to any applicable statute, a sum of money for the replacement of the boilers and related equipment at the Stoneham High School, including engineering, demolition, and other related services, or to do anything in relation thereto.

## **Warrant Article**

To see if the Town will vote to appropriate the sum of One Million Two Hundred Fifty Thousand Dollars (\$1,250,000) to construct a synthetic turf football field and lighting for said field, including infrastructure related to and necessary for said field and lighting, and to further authorize the funds remaining after the completion of said expenditures, if any, to be used for the construction or reconstruction, whether in whole or in part, of other athletic fields and/or facilities in the Town, and that the Town Treasurer, with the approval of the Board of Selectmen, be authorized to sell from time to time, town notes, bonds or other evidence of indebtedness in the amount of One Million Two Hundred Fifty Thousand Dollars (\$1,250,000) in accordance with the applicable provisions of Massachusetts General Laws, including Chapter 44, Section 7, and further to: (i) any grants or gifts accepted by or for the Town for these purposes shall be in addition to the funding otherwise authorized hereby, and (ii) authorize the Board of Selectmen and/or Town Administrator to take any action needed or helpful in furtherance hereof.

Or do anything in relations thereto.

## Warrant Article (Draft)

To see if the Town will vote pursuant to the authority granted under Massachusetts General Laws, including Chapter 44, Section 53E½, to establish a Revolving Fund for the purpose of receiving revenues and making disbursements in connection with a Recreation Department and activities pursuant thereto, or take any other action in relation thereto.

1/29/2016

## FY2017 ESTIMATED LOCAL RECEIPTS

DESCRIPTION	FY'13 ACTUAL REVENUE	FY'14 ACTUAL REVENUE	FY'15 ACTUAL REVENUE	FY'16 EST. REVENUE	3 YR TOTAL	3 YR AVERAGE	REALIZATION FACTOR	FY2017 ESTIMATE	FY17 VS FY16 INC./(DEC.)
MOTOR VEHICLE EXCISE, NET OF REFUNDS	#####	#####	3,253,418.79	2,865,514	8,607,548	2,869,183	108.00%	3,098,717	233,203
PENALTIES/INTEREST ON TAXES & EXCISE	180,067.24	181,739.60	240,972.50	179,013	540,820	180,273	100.00%	180,273	1,260
PAYMENTS IN LIEU OF TAXES	60,167.27	59,389.70	59,423.46	55,000	173,813	57,938	100.00%	57,938	2,938
FEES	300,626.05	268,689.07	354,413.68	276,332	845,647	281,882	100.00%	281,882	5,550
RENTALS	32,678.39	16,802.16	18,910.16	15,542	51,254	17,085	90.00%	15,376	(166)
DEPARTMENTAL REVENUE									
_ SCHOOLS	184,379.09	217,203.88	189,224.38	165,000	538,603	179,534	90.00%	161,581	(3,419)
_ LIBRARIES	1,284.27	1,590.39	884.93	862	3,031	1,010	100.00%	1,010	148
_ CEMETERIES	104,725.00	79,825.00	94,570.00	75,729	250,124	83,375	100.00%	83,375	7,646
_ UNICORN GOLF	332,853.00	366,271.00	453,651.00	369,310	1,068,434	356,202	10.00%	35,620	(333,690)
_ STONEHAM OAKS	80,211.00	71,075.00	80,490.00	76,237	227,523	75,898	0.00%	0	(76,237)
_ STONEHAM ARENA	627,168.00	523,409.00	563,672.42	540,114	1,627,195	542,456	100.00%	542,456	2,342
OTHER DEPARTMENTAL REVENUE	5,966.81	12,961.00	2,921.03	2,906	11,794	3,931	75.00%	2,948	42
LICENSES & PERMITS	663,354.00	689,173.46	575,421.35	550,000	1,788,775	596,258	100.00%	596,258	46,258
FINES & FORFEITS(Parking & Dog Fines)	28,558.00	23,345.00	23,350.00	22,000	68,695	22,898	100.00%	22,898	898
INVESTMENT INCOME	32,163.38	25,019.23	16,938.06	16,100	58,057	19,352	100.00%	19,352	3,252
DISTRICT COURT FINES	55,247.00	48,737.50	41,156.18	40,000	129,894	43,298	100.00%	43,298	3,298
BILLBOARD LEASE	50,000.00	50,000.00	50,000.00	50,000	150,000	50,000	300.00%	150,000	100,000
MEALS TAX	280,098.84	298,028.36	311,609.43	295,000	873,127	291,042	105.00%	305,595	10,595
<b>TOTAL LOCAL RECEIPTS</b>	<b>5,774,521</b>	<b>#####</b>	<b>#####</b>	<b>5,594,659</b>	<b>17,014,336</b>	<b>5,671,617</b>		<b>5,598,580</b>	<b>3,921</b>

# FY2017 ESTIMATED REVENUES

<b>ESTIMATED REVENUES</b>	<b>FY2017</b>
FY 2016 Levy Limit	\$43,645,235
Prop 2 1/12 Adjustment	\$1,091,131
FY2017 Estimated New Growth	\$380,000
FY2017 Debt Exclusion	\$2,292,510
<b>FY2017 Total Tax Levy</b>	<b>\$47,408,876</b>
Less: Overlay Reserve	(\$450,000)
<b>FY2017 Available Tax Levy</b>	<b>\$46,958,876</b>
State Aid	\$7,850,000
SBA Reimbursement	\$1,148,092
Less: State Assessments	(\$1,511,624)
Less: Offset Items	(\$23,192)
<b>FY2017 Net State Aid</b>	<b>\$7,463,276</b>
<b>FY2017 Estimated Local Receipts (see attached sheet)</b>	<b>\$5,598,580</b>
<b>FY2017 Est. Sewer Enterprise Receipts (see attached sheet)</b>	<b>\$5,944,029</b>
<b>FY2017 Est. Water Enterprise Receipts (see attached sheet)</b>	<b>\$5,191,451</b>
<b>Other Available Funds:</b>	
RCN/Verizon/Comcast Operating Cable Funds	\$32,500
Cemetery Perpetual Care Income Fund	\$35,000
Sale of Lots & Graves Fund	\$50,000
Whip Hill Trust Fund	\$10,000
Stockwell Trust Fund	\$3,500
Capital Stabilization Fund	\$150,000
<b>Total Other Available Funds</b>	<b>\$281,000</b>
<b>FY2017 Estimated Total Revenues</b>	<b>\$71,437,212</b>

135 Town Accountant

	FY09 EXPENDED	FY10 EXPENDED	FY11 EXPENDED	FY12 EXPENDED	FY13 EXPENDED	FY14 EXPENDED	FY15 EXPENDED	FY16 BUDGET	FY17 DEPT REQUEST	FY17 TA BUDGET	
<b>Personnel</b>											<b>Personnel</b>
111 Full-Time Employees	\$159,333	\$132,543	\$128,725	\$131,537	\$134,817	\$139,246	\$140,201	\$188,649	\$149,270	\$149,270	111 Full-Time Employees
121 Part-Time Employees	\$29,926	\$42,234	\$51,059	\$27,618	\$29,357	\$29,870	\$29,470	\$29,470	\$29,470	\$29,470	121 Part-Time Employees
171 Health Ins	\$43,695	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	171 Health Ins
<b>Total Personnel</b>	<b>\$232,954</b>	<b>\$174,777</b>	<b>\$179,785</b>	<b>\$159,154</b>	<b>\$164,174</b>	<b>\$169,116</b>	<b>\$169,671</b>	<b>\$218,119</b>	<b>\$178,740</b>	<b>\$178,740</b>	<b>Total Personnel</b>
<b>Contractual Services</b>											<b>Contractual Services</b>
319 Other Prof & Tech	\$0	\$0	\$900	\$900	\$900	\$500	\$243	\$400	\$0	\$0	319 Other Prof & Tech
<b>Total Contractual Services</b>	<b>\$0</b>	<b>\$0</b>	<b>\$900</b>	<b>\$900</b>	<b>\$900</b>	<b>\$500</b>	<b>\$243</b>	<b>\$400</b>	<b>\$0</b>	<b>\$0</b>	<b>Total Contractual Services</b>
<b>Supplies</b>											<b>Supplies</b>
420 Office	\$1,110	\$436	\$95	\$179	\$364	\$292	\$347	\$500	\$350	\$350	420 Office
<b>Total Supplies</b>	<b>\$1,110</b>	<b>\$436</b>	<b>\$95</b>	<b>\$179</b>	<b>\$364</b>	<b>\$292</b>	<b>\$347</b>	<b>\$500</b>	<b>\$350</b>	<b>\$350</b>	<b>Total Supplies</b>
<b>Other Charges</b>											<b>Other Charges</b>
710 In-State Travel	\$58	\$21	\$0	\$180	\$54	\$166	\$0	\$500	\$1,050	\$1,050	710 In-State Travel
730 Dues & Subscriptions	\$90	\$145	\$90	\$90	\$170	\$170	\$95	\$150	\$150	\$150	730 Dues & Subscriptions
<b>Total Other Charges</b>	<b>\$148</b>	<b>\$166</b>	<b>\$90</b>	<b>\$270</b>	<b>\$224</b>	<b>\$336</b>	<b>\$95</b>	<b>\$650</b>	<b>\$1,200</b>	<b>\$1,200</b>	<b>Total Other Charges</b>
<b>Total Operating</b>	<b>\$1,258</b>	<b>\$603</b>	<b>\$1,085</b>	<b>\$1,349</b>	<b>\$1,488</b>	<b>\$1,128</b>	<b>\$685</b>	<b>\$1,550</b>	<b>\$1,550</b>	<b>\$1,550</b>	<b>Total Operating</b>
<b>Department Total</b>	<b>\$234,212</b>	<b>\$175,380</b>	<b>\$180,870</b>	<b>\$160,503</b>	<b>\$165,663</b>	<b>\$170,244</b>	<b>\$170,356</b>	<b>\$219,669</b>	<b>\$180,290</b>	<b>\$180,290</b>	<b>Department Total</b>

## SEWER ENTERPRISE FY17 ESTIMATED REVENUES

FULL-TIME SALARIES	\$490,581
PART-TIME SALARIES	\$23,688
OVERTIME	\$26,911
TOTAL PERSONNEL	\$541,180
TOTAL OPERATING	\$124,400
MWRA ASSESSMENTS	<b>\$4,650,000</b>
<b>TOTAL BUDGET</b>	<b>\$5,315,580</b>
HEALTH INSURANCE--Active	\$93,354
HEALTH INSURANCE--Retired	\$60,735
DEBT SERVICE	\$147,136
SPECIAL ARTICLE	\$0
INDIRECT COST:	FORMULA: $(\$541,180)/(\$12,331,708)=4.39\%$
(1) PENSION	= $(\$5,538,241-\$828,719)*4.39\%$ \$206,748
(2) WORKERS' COMP.	Rates Per FY14 Workers' comp. audit \$22,851
(3) FICA/MEDICARE	= $(\$460,000*34%)*4.39\%$ \$6,866
(4) LIFE INSURANCE	= $(\$45,000*34%)*4.39\%$ \$672
(5) PROPERTY & LIABILITY INS.	FORMULA: $((\$5,540,890/\$103,340.987)*\$500,000)$ \$26,809
	FORMULAS: $(\$5,315,580+\$93,354+\$60,735+\$147,136)/\$71,868,107=7.56\%$
(6) ACCOUNTING	= $\$180,290*7.56\%$ \$13,630
(7) ANNUAL AUDIT/OPEB STUDY	= $\$45,000*7.56\%$ \$3,402
(8) TREASURER	= $\$271,266*7.56\%$ \$20,508
(9) POSTAGE	= $\$60,000*7.56\%$ \$4,536
(10) MIS/DATA PROCESSING	= $\$280,470*7.56\%$ \$21,204
TOTAL INDIRECT COSTS	\$327,224
<b>TOTAL AMOUNT TO BE RAISED FOR FY2017</b>	<b>\$5,944,029</b>

78.23%

DEPARTMENT	FY16 FINAL BUDGET			FY17 DEPARTMENT REQUEST			FY17 TA PROPOSED BUDGET			TA
	PERSONNEL	OPERATING	TOTAL	PERSONNEL	OPERATING	TOTAL	PERSONNEL	OPERATING	TOTAL	ADJUST.
114 Town Moderator	\$0	\$220	\$220	\$0	\$220	\$220	\$0	\$220	\$220	\$0
122 Board of Selectmen	\$80,268	\$10,000	\$90,268	\$82,232	\$10,000	\$92,232	\$82,232	\$10,000	\$92,232	\$0
123 Town Administrator	\$340,926	\$42,500	\$383,426	\$347,711	\$42,500	\$390,211	\$347,711	\$42,500	\$390,211	\$0
132 Reserve Fund	\$0	\$50,000	\$50,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0
135 Town Accountant	\$218,119	\$1,550	\$219,669	\$178,740	\$1,550	\$180,290	\$178,740	\$1,550	\$180,290	\$0
141 Board of Assessors	\$126,264	\$4,800	\$131,064	\$131,204	\$4,600	\$135,804	\$131,204	\$4,600	\$135,804	\$0
145 Treasurer	\$249,428	\$18,350	\$267,778	\$252,916	\$18,350	\$271,266	\$252,916	\$18,350	\$271,266	\$0
151 Town Counsel	\$110,732	\$6,725	\$117,457	\$111,283	\$6,725	\$118,008	\$111,283	\$6,725	\$118,008	\$0
155 GIS/MIS	\$109,175	\$130,721	\$239,896	\$149,668	\$130,802	\$280,470	\$149,668	\$130,802	\$280,470	\$0
161 Town Clerk	\$119,992	\$4,200	\$124,192	\$121,988	\$4,200	\$126,188	\$121,988	\$4,200	\$126,188	\$0
162 Elections & Registrations	\$69,311	\$18,100	\$87,411	\$79,811	\$17,900	\$97,711	\$79,811	\$17,900	\$97,711	\$0
172 Whiphill Park	\$0	\$10,950	\$10,950	\$0	\$10,950	\$10,950	\$0	\$10,950	\$10,950	\$0
182 Planning Bd/BOA/Conserv.	\$41,543	\$1,160	\$42,703	\$54,370	\$1,160	\$55,530	\$54,370	\$1,160	\$55,530	\$0
185 Economic and Comm Dev	\$68,224	\$30,000	\$98,224	\$70,278	\$40,000	\$110,278	\$70,278	\$30,000	\$100,278	(\$10,000)
192 Public Property Maint.	\$500	\$80,612	\$81,112	\$500	\$80,612	\$81,112	\$500	\$80,612	\$81,112	\$0
210 Police Department	\$3,580,075	\$385,870	\$3,965,945	\$3,777,535	\$360,695	\$4,138,230	\$3,724,535	\$323,095	\$4,047,630	(\$90,600)
211 Traffic Directors	\$137,030	\$4,500	\$141,530	\$151,480	\$4,500	\$155,980	\$151,480	\$4,500	\$155,980	\$0
212 Dispatchers	\$381,380	\$17,440	\$398,820	\$382,026	\$19,700	\$401,726	\$382,026	\$18,200	\$400,226	(\$1,500)
220 Fire Department	\$2,756,616	\$124,850	\$2,881,466	\$2,868,932	\$128,450	\$2,997,382	\$2,818,932	\$126,450	\$2,945,382	(\$52,000)
241 Building & Wire	\$182,822	\$6,900	\$189,722	\$174,200	\$6,900	\$181,100	\$174,200	\$6,900	\$181,100	\$0
291 Civil Defense	\$2,000	\$0	\$2,000	\$2,000	\$0	\$2,000	\$2,000	\$0	\$2,000	\$0
300 Public Schools	\$0	\$25,888,516	\$25,888,516	\$0	\$26,884,742	\$26,884,742	\$0	\$26,634,742	\$26,634,742	(\$250,000)
397 North Shore Vocational	\$0	\$300,000	\$300,000	\$0	\$290,000	\$290,000	\$0	\$290,000	\$290,000	\$0
398 Minuteman Voc. School	\$0	\$50,000	\$50,000	\$0	\$60,000	\$60,000	\$0	\$60,000	\$60,000	\$0
399 Northeast Voc. School	\$0	\$1,076,254	\$1,076,254	\$0	\$1,150,000	\$1,150,000	\$0	\$1,150,000	\$1,150,000	\$0
400 Public Works Admin.	\$842,432	\$889,700	\$1,732,132	\$1,096,940	\$909,700	\$2,006,640	\$1,063,349	\$897,449	\$1,960,798	(\$45,842)
440 Sewer	\$601,332	\$4,545,620	\$5,146,952	\$541,180	\$4,774,900	\$5,316,080	\$541,180	\$4,774,400	\$5,315,580	(\$500)
450 Water	\$532,390	\$3,599,951	\$4,132,341	\$492,091	\$3,768,650	\$4,260,741	\$492,091	\$3,768,650	\$4,260,741	\$0
510 Board of Health	\$144,023	\$5,140	\$149,163	\$146,074	\$15,740	\$161,814	\$146,074	\$10,740	\$156,814	(\$5,000)
541 Council on Aging	\$102,193	\$33,500	\$135,693	\$103,931	\$38,500	\$142,431	\$103,931	\$38,500	\$142,431	\$0
542 Recreation Department	\$30,000	\$18,000	\$48,000	\$65,000	\$18,000	\$83,000	\$65,000	\$18,000	\$83,000	\$0
543 Veterans	\$41,276	\$177,700	\$218,976	\$42,513	\$179,900	\$222,413	\$42,513	\$179,900	\$222,413	\$0
610 Public Library	\$553,371	\$207,850	\$761,221	\$542,656	\$210,150	\$752,806	\$542,656	\$208,650	\$751,306	(\$1,500)
630 Unicorn Golf	\$139,017	\$275,850	\$414,867	\$0	\$0	\$0	\$0	\$0	\$0	\$0
631 Arena	\$175,067	\$259,280	\$434,347	\$182,446	\$259,280	\$441,726	\$182,446	\$259,280	\$441,726	\$0
710 Maturing Debt & Interest	\$0	\$4,705,299	\$4,705,299	\$0	\$5,201,827	\$5,201,827	\$0	\$5,201,827	\$5,201,827	\$0
911 Contributory Pension	\$0	\$5,135,261	\$5,135,261	\$0	\$5,538,241	\$5,538,241	\$0	\$5,538,241	\$5,538,241	\$0
912 Health Insurance	\$0	\$7,628,413	\$7,628,413	\$0	\$7,938,620	\$7,938,620	\$0	\$7,938,620	\$7,938,620	\$0
918 Capital	\$0	\$323,000	\$323,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0
919 Unclassified	\$19,079	\$1,416,000	\$1,435,079	\$220,000	\$1,409,000	\$1,629,000	\$170,000	\$1,409,000	\$1,579,000	(\$50,000)
920 Non-Departmental	\$0	\$37,085	\$37,085	\$0	\$37,385	\$37,385	\$0	\$37,385	\$37,385	\$0
<b>Total Budgets:</b>	<b>\$11,754,585</b>	<b>\$57,521,867</b>	<b>\$69,276,452</b>	<b>\$12,369,705</b>	<b>\$59,574,449</b>	<b>\$71,944,154</b>	<b>\$12,183,114</b>	<b>\$59,254,098</b>	<b>\$71,437,212</b>	<b>(\$506,942)</b>

<b>Total Budgets:</b>	<b>\$69,276,452</b>	<b>\$71,944,154</b>	<b>\$71,437,212</b>	<b>(\$506,942)</b>
<b>Other Budget Items:</b>				
State Assessments	\$1,511,624	\$1,511,624	\$1,511,624	\$0
Offsets	\$23,192	\$23,192	\$23,192	\$0
Overlay Reserve	\$515,449	\$450,000	\$450,000	\$0
Special Article	\$0	\$0	\$0	\$0
<b>Grand Total for Budget</b>	<b>\$71,326,717</b>	<b>\$73,928,970</b>	<b>\$73,422,028</b>	<b>(\$506,942)</b>
<b>ESTIMATED REVENUES</b>				
Tax Levy	\$43,129,195	\$44,736,366	\$44,736,366	\$0
New Growth	\$443,245	\$380,000	\$380,000	\$0
Debt Exclusion	\$2,425,036	\$2,292,510	\$2,292,510	\$0
State Aid	\$7,644,218	\$7,850,000	\$7,850,000	\$0
SBA Reimbursement	\$1,148,092	\$1,148,092	\$1,148,092	\$0
Local Receipts	\$5,594,659	\$5,598,580	\$5,598,580	\$0
<b>Surplus Revenue</b>	<b>\$48,000</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Capital Stabilization</b>	<b>\$450,000</b>	<b>\$150,000</b>	<b>\$150,000</b>	<b>\$0</b>
ESTIMATED SEWER RECEIPTS	\$5,702,880	\$5,944,029	\$5,944,029	\$0
ESTIMATED WATER RECEIPTS	\$4,590,227	\$5,191,451	\$5,191,451	\$0
<b>Fallon Road Mitigation Fund</b>	<b>\$27,088</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
RCN/Verizon/Comcast Operating Cable Funds	\$32,500	\$32,500	\$32,500	\$0
CPC Income	\$21,000	\$35,000	\$35,000	\$0
Sale of Lots & Graves	\$50,000	\$50,000	\$50,000	\$0
Sale of Dog License Fund	\$7,077	\$0	\$0	\$0
Whip Hill Trust/Stockwell	\$13,500	\$13,500	\$13,500	\$0
	<b>\$71,326,717</b>	<b>\$73,422,028</b>	<b>\$73,422,028</b>	<b>\$0</b>
<b>Surplus/(Deficit)</b>	<b>\$0</b>	<b>(\$506,942)</b>	<b>(\$0)</b>	<b>\$506,942</b>

## WATER ENTERPRISE FY17 ESTIMATED REVENUES

FULL-TIME SALARIES	\$417,951
PART-TIME SALARIES	\$23,688
OVERTIME	\$50,452
<b>TOTAL PERSONNEL</b>	<b>\$492,091</b>
TOTAL OPERATING	\$208,650
DEP SAFE DRINKING WATER ACT	\$10,000
MWRA ASSESSMENTS	<b>\$3,550,000</b>
<b>TOTAL BUDGET</b>	<b>\$4,260,741</b>
HEALTH INSURANCE--Active	\$76,392
HEALTH INSURANCE--Retired	\$60,057
DEBT SERVICE	\$500,645
SPECIAL ARTICLE	\$0
INDIRECT COST:	<b>FORMULA: (\$492,091)/(\$12,331,708)=3.99%</b>
(1) PENSION	=(\$5,538,241-\$828,719)*3.99% \$187,910
(2) WORKERS' COMP.	<b>Rates Per FY14 Workers' comp. audit</b> \$13,899
(3) FICA/MEDICARE	=(\$460,000*34%)*3.99% \$6,240
(4) LIFE INSURANCE	=(\$45,000*34%)*3.99% \$610
(5) PROPERTY & LIABILITY INS.	<b>FORMULA: ((\$5,760,434/\$103,340.987)*\$500,000)</b> \$27,871
	<b>FORMULAS: (\$4,260,741+\$76,392+\$60,057+\$500,645)/\$71,868,107=6.82%</b>
(6) ACCOUNTING	=\$180,290*6.82% \$12,296
(7) ANNUAL AUDIT/OPEB STUDY	=\$45,000*6.82% \$3,069
(8) TREASURER	=\$271,266*6.82% \$18,500
(9) POSTAGE	=\$60,000*6.82% \$4,092
(10) MIS/DATA PROCESSING	=\$280,470*6.82% \$19,128
<b>TOTAL INDIRECT COSTS</b>	<b>\$293,616</b>
<b>TOTAL AMOUNT TO BE RAISED FOR FY2017</b>	<b>\$5,191,451</b>

68.38%

**400 PUBLIC WORKS - ALL SALARIES (INCLUDES CEMETERY, SEWER, WATER)**

Name	Job Title	Gr	St	Hours/Week	Salary FY16	Salary FY17	Other	Health Plan	Health Cost	Total Salary
R. Grover	NCB	Director	76	h	40.00	130,183	125,906	4,824		130,730
L. Brophy	SCEA	Deputy Dir.	67	h	40.00	106,878	101,027	6,371		107,398
<b>Jeffrey Canavan</b>	<b>DPW</b>	<b>Lab 1</b>	<b>38</b>	<b>e</b>	<b>40.00</b>	<b>47,588</b>	<b>48,950</b>			<b>48,950</b>
J. Bernat	DPW	Hwy. Fore.	46	h	40.00	62,644	62,958			62,958
K. Danieli	DPW	Ground Maint	39	h	40.00	53,458	53,727			53,727
K. Dockery	DPW	Cem Fore	46	h	40.00	62,644	62,958			62,958
Julie MacDonald	SCEA	Time Clerk	34	h	40.00	44,910	45,133			45,133
<b>David DeFlumeri</b>	<b>DPW</b>	<b>Lab 1</b>	<b>38</b>	<b>f</b>	<b>40.00</b>	<b>48,704</b>	<b>50,100</b>			<b>50,100</b>
<b>J. Niven</b>	<b>DPW</b>	<b>HEO</b>	<b>42</b>	<b>g</b>	<b>40.00</b>	<b>54,722</b>	<b>56,298</b>			<b>56,298</b>
F. Gilson	DPW	MC/Leo	40	h	40.00	54,722	54,996			54,996
<b>J. Griffin</b>	<b>DPW</b>	<b>MC/Leo</b>	<b>40</b>	<b>f</b>	<b>40.00</b>	<b>51,023</b>	<b>52,488</b>			<b>52,488</b>
L. Griffin	DPW	Gen Fore	43	h	40.00	58,377	58,670			58,670
<b>K. Michenzie</b>	<b>DPW</b>	<b>Lab I</b>	<b>38</b>	<b>c</b>	<b>40.00</b>	<b>45,435</b>	<b>46,733</b>			<b>46,733</b>
<b>D. Tamburrini</b>	<b>SCEA</b>	<b>Office Mgr</b>	<b>54</b>	<b>g</b>	<b>40.00</b>	<b>72,137</b>	<b>71,561</b>	<b>2,742</b>		<b>74,303</b>
<b>Daniel Salvato</b>	<b>DPW</b>	<b>Lab 1</b>	<b>38</b>	<b>f</b>	<b>40.00</b>	<b>48,704</b>	<b>50,100</b>			<b>50,100</b>
R. Muse	DPW	Lab 1	38	h	40.00	52,225	52,488			52,488
E. Demers	DPW	MER/L	44	h	40.00	59,766	60,066			60,066
<b>D. Lizotte</b>	<b>SCEA</b>	<b>Sr. Eng</b>	<b>52</b>	<b>c</b>	<b>40.00</b>	<b>59,967</b>	<b>61,766</b>			<b>61,766</b>
J. Tamburrini	DPW	W/S Fore	46	h	40.00	62,644	62,958			62,958
<b>J. Tamburrini</b>	<b>DPW</b>	<b>LEO</b>	<b>40</b>	<b>f</b>	<b>40.00</b>	<b>51,023</b>	<b>52,488</b>			<b>52,488</b>
R. Radigan	DPW	W/S Fore	48	h	40.00	65,340	65,668			65,668
<b>R. Rosales</b>	<b>DPW</b>	<b>MEM 1</b>	<b>40</b>	<b>f</b>	<b>40.00</b>	<b>51,023</b>	<b>52,488</b>			<b>52,488</b>
<b>A. Newcomb</b>	<b>DPW</b>	<b>HEO</b>	<b>42</b>	<b>h</b>	<b>40.00</b>	<b>56,017</b>	<b>57,632</b>			<b>57,632</b>
<b>Joseph Sarno</b>	<b>DPW</b>	<b>MC/Leo</b>	<b>40</b>	<b>e</b>	<b>40.00</b>	<b>49,849</b>	<b>51,279</b>			<b>51,279</b>
<b>Vacant (Kelly Fulgione)</b>	<b>SCEA</b>	<b>Office Clerk</b>	<b>34</b>	<b>a</b>	<b>35.00</b>	<b>34,757</b>	<b>33,257</b>			<b>33,257</b>
James Previte	DPW	Tree Climber	39	h	40.00	53,458	53,727			53,727
D. Visocchi	DPW	MER/L	44	h	40.00	59,766	60,066			60,066
B. Wells	DPW	MC/Leo	40	h	40.00	54,722	54,996			54,996
<b>W. McCabe</b>	<b>DPW</b>	<b>Lab 1</b>	<b>38</b>	<b>e</b>	<b>40.00</b>	<b>47,588</b>	<b>48,950</b>			<b>48,950</b>
<b>Kenneth Murphy</b>	<b>SCEA</b>	<b>Groundskee</b>	<b>29</b>	<b>c</b>	<b>40.00</b>	<b>8,564</b>	<b>35,281</b>			<b>35,281</b>
<b>Vacant (Shawn Halpin)</b>	<b>SCEA</b>	<b>Groundskee</b>	<b>29</b>	<b>a</b>	<b>40.00</b>	<b>8,564</b>				
<b>Vacant</b>		<b>Recycling Coord</b>			<b>18.00</b>		<b>14,094</b>			<b>14,094</b>
<b>Richard Armato</b>	<b>SCEA</b>	<b>G.C./Maint. S</b>	<b>41</b>	<b>h</b>	<b>40.00</b>		<b>53,574</b>			<b>53,574</b>
Tree Warden Stipend						5,300	5,300			5,300
Cemetery/Sewer/Water					P-T	90,000	90,000			90,000
Overtime					OT	175,000	175,000			175,000
Salary Adjustment (Sewer & Water)										

Moved .5 from Dept 440 in FY2017

Moved .5 from Dept 440 in FY2017

Moved .5 from Dept 440 in FY2017

Moved .5 from Dept 450 in FY2017

Totals:	1,987,704	2,082,684	13,937		2,096,620	Grand Total
					1,063,346	Dept 400 Total

**440 SEWER (INCLUDED IN 400 DPW - ALL SALARIES)**

Name	Job Title	Gr	St	Hours/Week	Salary FY16	Salary FY17	Other \$	Health Plan	Health Cost	Total Salary
R. Grover	NCB Director	76	h	40.00	45,564	45,755	0.35			45,755
L. Brophy	SCEA Deputy Dir.	67	h	40.00	42,751	42,959	0.40			42,959
K. Danieli	DPW Ground Maint	39	h	40.00	0		0.00			
Julie MacDonald	SCEA Time Clerk	34	h	40.00	13,473	13,540	0.30			13,540
<b>J. Niven</b>	<b>DPW HEO</b>	<b>42</b>	<b>f</b>	<b>40.00</b>	<b>16,266</b>	<b>16,889</b>	<b>0.30</b>			<b>16,889</b>
F. Gilson	DPW MC/LEO	40	h	40.00	16,266	16,499	0.30			16,499
<b>J. Griffin</b>	<b>DPW MC/Leo</b>	<b>40</b>	<b>e</b>	<b>40.00</b>	<b>0</b>		<b>0.00</b>			
L. Griffin	DPW Gen Fore	43	h	40.00	28,937	29,335	0.50			29,335
<b>D. Tamburrini</b>	<b>SCEA Office Mgr</b>	<b>54</b>	<b>f</b>	<b>40.00</b>	<b>36,068</b>	<b>37,151</b>	<b>0.50</b>			<b>37,151</b>
E. Demers	DPW MER/L	44	h	40.00	11,853	12,013	0.20			12,013
<b>D. Lizotte</b>	<b>SCEA Sr. Eng</b>	<b>52</b>	<b>b</b>	<b>40.00</b>	<b>0</b>					
<b>Joseph Sarno</b>	<b>DPW MC/Leo</b>	<b>40</b>	<b>d</b>	<b>40.00</b>	<b>49,347</b>	<b>25,640</b>	<b>0.50</b>			<b>25,640</b>
J. Tamburrini	DPW W/S Fore.	46	h	40.00	31,071	31,479	0.50			31,479
<b>J. Tamburrini</b>	<b>DPW LEO</b>	<b>40</b>	<b>e</b>	<b>40.00</b>	<b>50,521</b>	<b>52,488</b>	<b>1.00</b>			<b>52,488</b>
R. Radigan	DPW W/S Fore.	48	h	40.00	32,419	32,834	0.50			32,834
<b>R. Rosales</b>	<b>DPW App Mech</b>	<b>40</b>	<b>e</b>	<b>40.00</b>	<b>15,156</b>	<b>15,746</b>	<b>0.30</b>			<b>15,746</b>
<b>A. Newcomb</b>	<b>DPW HEO</b>	<b>42</b>	<b>g</b>	<b>40.00</b>	<b>27,757</b>					
D. Visocchi	DPW MER/L	44	h	40.00	23,706	24,026	0.40			24,026
B. Wells	DPW Lab I	40	h	40.00	27,110	27,498	0.50			27,498
<b>K. Michenzie</b>	<b>DPW Lab I</b>	<b>38</b>	<b>c</b>	<b>40.00</b>	<b>0</b>		<b>0.00</b>			
<b>W. McCabe</b>	<b>DPW Lab 1</b>	<b>38</b>	<b>d</b>	<b>40.00</b>	<b>0</b>		<b>0.00</b>			
<b>Vacant (Kelly Fulgione)</b>	<b>SCEA Office Clerk</b>	<b>34</b>	<b>c</b>	<b>35.00</b>	<b>17,378</b>	<b>16,629</b>	<b>0.50</b>			<b>16,629</b>
<b>David DeFlumeri</b>	<b>DPW Lab 1</b>	<b>38</b>	<b>e</b>	<b>40.00</b>	<b>24,101</b>	<b>25,050</b>	<b>0.50</b>			<b>25,050</b>
<b>Daniel Salvato</b>	<b>DPW Lab 1</b>	<b>38</b>	<b>e</b>	<b>40.00</b>	<b>48,202</b>	<b>25,050</b>	<b>0.50</b>			<b>25,050</b>
Part-time				P-T	23,688	23,688				23,688
Overtime				OT	26,911	26,911				26,911

Moved .5 to Dept 400 in FY2017

Moved .5 to Dept 400 in FY2017

Moved .5 to Dept 400 in FY2017

Totals:	608,546	541,181		541,181
---------	---------	---------	--	---------

**450 WATER (INCLUDED IN 400 DPW - ALL SALARIES)**

Name	Job Title	Gr	St	Hours/Week	Salary FY16	Salary FY17	Other \$	Health Plan	Health Cost	Total Salary
R. Grover	NCB Director	76	h	40.00	45,564	45,755	0.35			45,755
L. Brophy	SCEA Dep.Dir.	67	h	40.00	42,751	42,959	0.40			42,959
K. Danieli	DPW Ground Maint	39	h	40.00	0		0.00			
Julie MacDonald	SCEA Time Clerk	34	h	40.00	13,473	13,540	0.30			13,540
<b>J. Niven</b>	<b>DPW HEO</b>	<b>42</b>	<b>d</b>	<b>40.00</b>	<b>16,266</b>	<b>16,889</b>	<b>0.30</b>			<b>16,889</b>
<b>J. Griffin</b>	<b>DPW MC/Leo</b>	<b>40</b>	<b>e</b>	<b>40.00</b>	<b>12,630</b>	<b>13,122</b>	<b>0.25</b>			<b>13,122</b>
F. Gilson	DPW MC/LEO	40	h	40.00	21,688	21,998	0.40			21,998
L. Griffin	DPW Gen Fore	43	h	40.00	28,937	29,335	0.50			29,335
<b>D. Tamburrini</b>	<b>SCEA Office Mgr</b>	<b>54</b>	<b>f</b>	<b>40.00</b>	<b>36,068</b>	<b>37,151</b>	<b>0.50</b>			<b>37,151</b>
E. Demers	DPW MER/L	44	h	40.00	17,779	18,020	0.30			18,020
<b>D. Lizotte</b>	<b>SCEA Sr. Eng</b>	<b>52</b>	<b>b</b>	<b>40.00</b>	<b>29,983</b>	<b>30,883</b>	<b>0.50</b>			<b>30,883</b>
<b>Joseph Sarno</b>	<b>DPW MC/Leo</b>	<b>40</b>	<b>d</b>	<b>40.00</b>	<b>0</b>					
J. Tamburrini	DPW W/S Fore.	46	h	40.00	31,071	31,479	0.50			31,479
<b>J. Tamburrini</b>	<b>DPW LEO</b>	<b>40</b>	<b>e</b>	<b>40.00</b>	<b>0</b>					
R. Radigan	DPW W/S Fore.	48	h	40.00	32,419	32,834	0.50			32,834
<b>R. Rosales</b>	<b>DPW App Mech</b>	<b>40</b>	<b>e</b>	<b>40.00</b>	<b>15,156</b>	<b>15,746</b>	<b>0.30</b>			<b>15,746</b>
<b>A. Newcomb</b>	<b>DPW HEO</b>	<b>42</b>	<b>g</b>	<b>40.00</b>	<b>13,879</b>	<b>14,408</b>	<b>0.25</b>			<b>14,408</b>
D. Visocchi	DPW MER/L	44	h	40.00	17,779	18,020	0.30			18,020
B. Wells	DPW Lab I	40	h	40.00	27,110	27,498	0.50			27,498
<b>W. McCabe</b>	<b>DPW Lab 1</b>	<b>38</b>	<b>d</b>	<b>40.00</b>	<b>23,543</b>					
<b>Vacant (Kelly Fulgione)</b>	<b>SCEA Office Clerk</b>	<b>34</b>	<b>c</b>	<b>35.00</b>	<b>8,689</b>	<b>8,314</b>	<b>0.25</b>			<b>8,314</b>
<b>David DeFlumeri</b>	<b>DPW Lab 1</b>	<b>38</b>	<b>e</b>	<b>40.00</b>	<b>0</b>		<b>0.00</b>			
<b>K. Michenzie</b>	<b>DPW Lab I</b>	<b>38</b>	<b>c</b>	<b>40.00</b>	<b>0</b>					
Part-time				P-T	23,688	23,688				23,688
Overtime				OT	50,452	50,452				50,452

Moved .5 to Dept 400 in FY2017

Totals:	508,927	492,093			492,093
---------	---------	---------	--	--	---------

1/29/2016

**491 DPW - CEMETERY (INCLUDED IN 400 DPW - ALL SALARIES)**

Name	Job Title	Gr	St	Hours/Week	Salary FY16	Salary FY17	Other \$	Health Plan	Health Cost	Total Salary
K. Dockery	DPW Cem Fore	46	h	40.00	62,142	62,958	1.00			62,958
					0					
R. Muse	DPW Lab 1	38	h	40.00	51,723	52,488	1.00			52,488
Part-time				P-T	20,000	20,000				20,000
Overtime				OT	7,997	7,997				7,997
Totals:					141,862	143,443				143,443



# The Town of Stoneham

TAKES PLEASURE IN AWARDING THIS

## Certificate of Appreciation

to

**Cassidy Landscaping, LLC**

**for sponsoring the Stoneham Common Ice Skating Rink**

**We, the Board of Selectmen, on behalf of the Town of Stoneham,  
would like to Thank You.**



---

---

---

---

---

**February 2, 2016**



# The Town of Stoneham

TAKES PLEASURE IN AWARDING THIS

## Certificate of Appreciation

to

Salem Five

for sponsoring the Stoneham Common Ice Skating Rink

We, the Board of Selectmen, on behalf of the Town of Stoneham,  
would like to Thank You.



---

---

---

---

---

February 2, 2016



# The Town of Stoneham

TAKES PLEASURE IN AWARDING THIS

## Certificate of Appreciation

to

**Joe Coluntino – Attorney at Law**

**for sponsoring the Stoneham Common Ice Skating Rink**

**We, the Board of Selectmen, on behalf of the Town of Stoneham,**

**would like to Thank You.**



---

---

---

---

---

**February 2, 2016**



# The Town of Stoneham

TAKES PLEASURE IN AWARDING THIS

## Certificate of Appreciation

to

**Craig J. Celli Inc.**

for sponsoring the Stoneham Common Ice Skating Rink

We, the Board of Selectmen, on behalf of the Town of Stoneham,  
would like to Thank You.



---

---

---

---

---

February 2, 2016



# The Town of Stoneham

TAKES PLEASURE IN AWARDING THIS

## Certificate of Appreciation

to

State Representative Michael S. Day

for sponsoring the Stoneham Common Ice Skating Rink

We, the Board of Selectmen, on behalf of the Town of Stoneham,  
would like to Thank You.



---

---

---

---

---

February 2, 2016



# The Town of Stoneham

TAKES PLEASURE IN AWARDING THIS

## Certificate of Appreciation

to

**Al Sciola – Real Estate Broker**

**for sponsoring the Stoneham Common Ice Skating Rink**

**We, the Board of Selectmen, on behalf of the Town of Stoneham,  
would like to Thank You.**



---

---

---

---

---

**February 2, 2016**



# The Town of Stoneham

TAKES PLEASURE IN AWARDING THIS

## Certificate of Appreciation

to

**Stoneham Motor Company Inc.**

**for sponsoring the Stoneham Common Ice Skating Rink**

**We, the Board of Selectmen, on behalf of the Town of Stoneham,  
would like to Thank You.**



---

---

---

---

---

**February 2, 2016**

**To:** David Ragucci, Town Administrator  
**From:** Robert E. Grover, DPW Director  
**Date:** January 20, 2016  
**Subject:** Steven's Street Sidewalk

---

Per you request.

Bids were opened for the Steven's Street sidewalk on September 10-, 015. There were 2 bidders.

E.R.A. Equipment	\$80,070
Allied Paving	#154,777

Neither bid included Police details. The E.R.A. bid did not include the purchase of the granite curb – est. \$22,000.

Estimate 10 days at work with 2 detail officers = 20 days x \$500 = \$10,000

Proposed budget =	\$81,000 – bid
	\$22,000 – granite
	<u>\$10,000 – Police</u>
	\$113,000
	<u>\$11,300 - 10% contingency</u>
	\$124,300
	\$125,000

## Sinclair, Erin

---

**From:** Grover, Robert  
**Sent:** Wednesday, January 27, 2016 11:35 AM  
**To:** Ragucci, David  
**Cc:** Tom Boussy; Frank Vallarelli; John DePinto; AnnMarie O'Neill; Colarusso, Caroline  
**Subject:** FW: 2016 Construction Program memo  
**Attachments:** 2016 Construction Program memo.docx

Attached is a list of potential construction projects and potential funding sources  
The Fallon Rd. sewer pump station is out to bid--bids are due on Feb.3  
The lights @ Park & Marble should be bid ASAP to get the best price  
The sooner a decision can be made on these or potentially other projects the Town can proceed in scheduling and coordinating with residents and various utility companies  
Please contact me with any questions/concerns you might have  
Bob Grover

---

**From:** Grover, Robert  
**Sent:** Wednesday, December 23, 2015 11:14 AM  
**To:** Ragucci, David  
**Subject:** FW: 2016 Construction Program memo

---

**From:** Fama, Jessica  
**Sent:** Wednesday, December 23, 2015 7:37 AM  
**To:** Grover, Robert <[rgrover@stoneham-ma.gov](mailto:rgrover@stoneham-ma.gov)>  
**Subject:** 2016 Construction Program memo

The Public Works Department is in the process of preparing the Town's construction program for 2016. The following are potential projects and construction estimates along with known funds available. The Town needs to decide which projects to move forward and how they will be funded.

**1. Traffic Lights at Park and Marble:**

These are the oldest lights in Town and the controller is obsolete and parts are no longer available. It is imperative that this intersection be addressed immediately, especially with the development of Fallon Road. Plans and specifications have been prepared and are ready to bid.

Estimated Construction Costs	\$220,000
Obligation Development	\$82,000
Town Share	\$138,000
Potential Funding Source – Fallon Road mitigation money	

**2. Traffic:**

- Main Street at Elm Street
- Main Street at William Street
- William Street at Central Street
- Central Street at Elm Street

Short Term Improvements	\$60,000
Medium Term Improvements (1-3 years)	\$135,000
Funding Source	?

**3. Water:**

- Replace 1,130 feet of main on Crosby Street
- Replace 1,100 feet of main on Girard Road
- Replace 1,430 feet of main on Erickson Street
- Replace 3,600 feet of main on Williams Street
- Replace 1,000 feet of main on Summer Street

Estimated Construction Costs	\$1,400,000
Funding Source – M.W.R.A. loan authorized at Oct. 2015 Town meeting	

**4. Fallon Road Sewer Pumping Station:**

- Replace existing station

**5. Sewer Improvements:**

- Replace / rehabilitate sewer main
- Maple Street to Katherine Road

Estimated Construction Costs	\$850,000
Funding Source – M.W.R.A grant / loan	

## Sinclair, Erin

---

**From:** Florino, Ronald  
**Sent:** Thursday, January 14, 2016 3:54 PM  
**To:** Sinclair, Erin  
**Subject:** FW: Available Funds

---

**From:** Florino, Ronald  
**Sent:** Thursday, January 14, 2016 2:36 PM  
**To:** Ragucci, David <dragucci@stoneham-ma.gov>  
**Cc:** Tom Boussy <tboussy@thbcompany.com>; AnnMarie O'Neill <amoneill118@yahoo.com>; Colarusso, Caroline <CColarusso@stoneham-ma.gov>; JDP9633@aol.com; Frank Vallarelli <ergllp@att.net>  
**Subject:** Available Funds

Dave,

Per your request, here are available funds that could be expended for certain capital projects such as sidewalks:

Fallon Road Mitigation Account (Fund #4344) has a balance of \$1,637,874.22 ;

Park & Street Account (Fund #4319) has a balance of \$114,058.54;

Fellsway Mitigation Account (Fund #4350) has a balance of \$15,684.42;

Gutierrez Capital Account (Fund #4345) has \$23,577.74 remaining.

Ron

## FALLON ROAD MITIGATION FUNDS

DATE	VENDOR	DESCRIPTION	AMOUNT	REMAINING BALANCE
4/28/2015	Town of Stoneham	Mitigation Deposit	\$1,735,000.00	\$1,735,000.00
6/29/2015	Total Asset Solutions	Town-wide phone system(1st installment)	\$50,000.00	\$1,685,000.00
9/8/2015	Total Asset Solutions	Town-wide phone system(2nd installment)	\$48,465.50	\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50
				\$1,636,534.50

**Stoneham Board of Selectmen – Minutes of Meeting of January 19, 2016**

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

*The following minutes include the actions taken at the meeting and a brief summary of the discussions had by the Board of Selectmen. If you would like to hear detailed discussion please see the time listed next to each agenda item and go to Stoneham TV on Demand available from the homepage [www.stoneham-ma.gov](http://www.stoneham-ma.gov)*

**Pledge of Allegiance**

**Public Hearing/Site Plan 370-380 Main Street & 10 Central Street/Houghton (Time :44-44:18 on Stoneham TV on Demand)**

Selectman DePinto read the legal notice. Attorney Charles Houghton was present to represent C & S Capital Properties. Selectman DePinto read the Department Recommendations from DPW, Police Department, Board of Health, Fire Department, Inspectional Services and Town Planner - all recommendations were agreed upon by Attorney Charles Houghton. Chairman Boussy explains this project will be part of the TIF program and that will have to be done at Town Meeting. Selectwoman O’Neill addresses the lighting in the parking lot. Selectwoman Colarusso asks when the project will start and how long for construction. Attorney Houghton states probably July start date and approximately 15 months to complete. Chairman Boussy opens to public comment. Michael and Ann Marie Mazzola 12 Central Street spoke their concerns. Chairman Boussy states there has to be a way to mitigate their concerns. Attorney Houghton states the best way to resolve the issues is to have Chris, Joe and the Mazzolas to work together. Selectman DePinto states if that doesn’t work out they can always amend the site plan. Chairman Boussy states the Mazzolas and their tenant can be given a medallion to park in the municipal lot. Chairman Boussy asks if signage could be put up to protect 12 Central Street parking. C & S Capital Properties stated they would be more than happy to put signage. They also stated they could discuss a landscaping plan with the Mazzolas to help mitigate. Attorney Solomon states they could make a condition that the permittee submit a written report periodically such as within 30 and every 30 days until such time a final resolution has been reached or there has been no final resolution. He states and if it is not resolved they will have to come back to the Board and they can take further determination at that point. He stated it would be a condition of the site plan that it be reported until resolved. Attorney Solomon states that they can also put in a medallion will be given to the tenant. C & S Properties also agree to pave the Mazzolas driveway when they pave the lot. Chairman Boussy states between the two parties they can work on coming to a resolution and report to the Board. Chairman Boussy closes the public hearing. Selectman DePinto made a motion to approve the site plan with a 30 day reporting period until both parties are satisfied and coming back to the Board if they cannot agree allowing two years for completion and work to be done during the time allowed by the code for C & S Capital Properties, 270-380 Main Street & 10 Central Street, seconded by Selectwoman O’Neill and a roll call vote was taken.

Voting in Favor

- Selectwoman Colarusso
- Selectman DePinto
- Selectwoman O’Neill
- Selectman Vallarelli
- Chairman Boussy

**Motion passed (5-0).**

**Public Hearing/9-11-13 Gould Street Operations (Time 46:06-76:07 on Stoneham TV on Demand)**

Selectwoman O’Neill states this is a meeting of the Board of Selectmen review of compliance with site plan approvals 9-11-13 Gould Street overview and hearing process. Selectwoman O’Neill read the Notice of Public Hearing. Selectwoman O’Neill states the Board setup this public hearing up because of the concerns expressed by the residents in the Gould Street area at the Board’s meeting of January 5, 2016. She states given the concerns expressed and the statements made at the meeting we wanted to give the property owner an opportunity to respond if the company so desired and to allow for further information or updates to the Board by the public if any. She states the Board of Selectmen is not the zoning enforcement officer and will not be making any legal determination as to the compliance of the property owner or any other entity at the property. The Building Inspector who is here today and is the zoning enforcement officer who will make these zoning determinations and send enforcement letters or take other action as needed and appropriate. Selectwoman O’Neill states the Town’s Counsel is responsible for the handling of legal actions required to be brought for such enforcement and the defense of any zoning appeals. We ask that the zoning or other matters which are unrelated to the Gould Street property be raised at another time with the Board and not be a part of tonight’s process. If there are matters of public concern the Board of Selectmen is very interested in hearing about such matters. If members of the public believe that further attention is then needed to ensure that they receive the attention both needed and appropriate. Selectwoman O’Neill asks if the owner or the owners of the property are present this evening. Attorney Daniel Solomon representing Gould Street LLC stated he was present. Selectwoman O’Neill asks if he would like to be heard. Attorney Solomon stated yes. Selectwoman O’Neill states she would first allow Attorney Michael Cabral representing a direct abutter who spoke on January 5, 2016 to indicate that as he has been informed that his client has nothing further to add at this time. Attorney Daniel Solomon representing Paul Maisano and Dominic Cimina who are the managing partners of 9-11-13 Gould Street LLC. Attorney Solomon gives a background of the property. Attorney Solomon states there were three issues raised at the January 5<sup>th</sup> meeting. Attorney Solomon states the towing company is the alleged problem and is currently in litigation in a different matter. He states they are working with this business informing him what he can and cannot do. He states they understand there are neighbors and they understand they are upset whether that upset is valid or is accurate in scope is really not in front of the Board. He states the other two issues one was that there is auto repairs going on at the business and they deny that emphatically. He states the only auto repair going on there is their tenants in their bays working on their own vehicles. Attorney Solomon states the third issue had to do with operation. He states one tenant was in his office one evening doing paperwork and a police officer came and cited him. He states the question is what operation is. He states being in your own facilities after hours which you rent doing paperwork is not operation. Attorney Solomon states the LLC has tried to comply with what they are supposed to do. He states they are in compliance will all zoning. He states he thinks in regards to the land cord case regarding the towing they are trying to resolve this. He states we really don’t need this conflict. He states his client needs to get to the point where he can use his property to the maximum. Attorney Solomon states this is a commercial one zone with residential. Chairman Boussy states he has heard the towing stories more than once and when he drives by the landscaping company has trucks parked on the street and he doesn’t know if that’s even illegal. He states there should not be u-hauls all over the street. He states if he was a resident it would bother him. Selectman Vallarelli asks what the hauls are used for. Paul Maisano states that Attorney Solomon stated they have been working with the tenant. He states they brought the U-Haul business in and they asked them to send it away and they did. The problem was they were still listed as a drop off and that has been fixed too. Mr. Maisano states that since the last meeting there has been no U-Hauls. He states there was one there for

one hour until he went down and had them move it to Woburn where is supposed to go. Mr. Maisano states there will not be U-Hauls on that street ever again. Selectman Vallarelli asks Attorney Solomon what an offsite towing business is. Attorney Solomon states it is a specific area he has and people call him up and says we have a car somewhere go pick it up and bring it to where it's supposed to go such as Stoneham Ford. Attorney Solomon states that occasionally at 3 in the morning he will have a car that the destination is locked and he doesn't want to leave the car on a public street so what he was doing was bringing it back dump it off at Gould Street and then in the morning take it to the lot where it is supposed to go. Ms. Maisano clarified it is like Triple A. Attorney Solomon states they do want to do what they can to preserve the neighborhood and keep it quiet. He states they also have a building in a commercial one district which they the right to develop and use to make money. Selectwoman Colarusso states she appreciates the fact that he came this evening along with his client and they want to work together with the residents because as a result of the complaints from the area the residents came in and appealed to this Board. She states it is not this Board's position to be involved in tenant landlord disputes. However it does require Board involvement when either a tenant or the landlord violates one of our by-laws. She states in respect to his comment on the issue of someone being the office working at night. She states with the feedback that they have received from the residents has not been that someone has been working in the office it has been totally opposite of that. She states he needs to know that upfront. She states they only know what they hear and what folks communicate to them. Selectwoman Colarusso states she takes the residents' complaints seriously and it is very different than what Attorney Solomon described today. She would also like to say that she did hear there were improvements in the area and she appreciates that and she is sure the residents appreciate it as well. She states that looking to the future it is great they are displaying a willingness to work with the folks there and come to some kind of agreement which they will operate within certain business hours and closed. She states the two issues that resonated with the board were there after business hours operations and the fact that auto body work was being performed there. Attorney Solomon states Selectwoman Colarusso put that fairly and he states they are trying. He states this is something they would like to resolve. Attorney Solomon asks the Chairman to be excused from the meeting. Chairman Boussy states yes. Selectwoman Colarusso would like to make one more comment she states the issue on Gould Street is happening at several other locations throughout town and in order for this Board to be even handed in applying the by-laws whether they are zoning or throughout the town they have to be consistent and they have to treat everyone the same. She states that is important to her and to her colleagues so you have to understand that. She states that it appears in the past there seemed to be special treatment and that really annoys her and that's not something she would be proud of neither do her colleagues as well. Selectwoman Colarusso states they are trying to even handed and fair and treat everyone the same whether it's the Mobil Gas Station or Gould Street Auto body. Attorney Solomon states he is extremely glad to hear her say that. Selectwoman O'Neill appreciates the information that Attorney Solomon brought she states it seems like it had been going on for several years. She states it sounds like the neighbors' complaints have fallen on deaf ears for years both from town bodies and property owner, tenants for years with no sleep and they are understandably cranky and she asks what are their recourse now that this has been brought to light. She asks what steps they can put in place now that everyone is there to ensure a full night sleep. Attorney Solomon states he cannot answer what the Board can do but he has been involved with this for less than a year. He states he is a lawyer by profession, a litigator by profession he spends his time in court that is virtually never where you want to go particularly when you are dealing with a community and people like this. He states the only thing he can tell her is that it is his intention to try and fix this in a reasonable consistent manner and it is something that should've happened some time ago. He states there have been a lot of road blocks and he has been working to win his way through that and you can never made everybody happy but if you do it properly you can make people reasonably satisfied. Selectwoman O'Neill states you have to learn to coexist the businesses and the neighbors so if the Town is not enforcing we have to enforce if you're not going to enforce. She states they would prefer some meeting of the minds. Attorney Solomon states they welcome the opportunity to speak with anybody. Town Counsel Solomon elaborates on some of the issues at hand. Town Counsel Solomon states that this has been said by the Building Inspector, others and himself that no one is saying you can't amend your site plan. He states there are probably ways that you can get the site to work better for you and better for the neighbors and we have tried to do that before. Town Counsel Solomon states that is the road to success here is to sit down sooner rather than later within a week or two at most, go over what is there, what can be there, how you can make it better for the neighbors and better for yourself and then come to the Board of Selectmen and get an amendment for the site plan. Town Counsel Solomon states the town is more than willing to do that and set something up. Selectwoman Colarusso states she sort of came up on this at the end and she states many of her colleagues were not aware of it as well. She states the residents have tried to resolve this in private meeting is her understanding for well over one year and she believes in doing things out in the open and in public and it was at that critical point where it stopped. She states something changed when folks came to this meeting and publically discussed what they have had to endure over long periods of time. She states and that is the only way it can be resolved. She states she appreciates that we are working towards that common goal. Chairman Boussy opens to the public. Michael Cabral Counsel for the DeBartolomeos at 7 Gould Street spoke. Selectmen DePinto moved to close public hearing, seconded by Selectman Vallarelli and **unanimously voted (5-0)**.

**SHS 1982 Beautification Fund/Splash Mountain Fund/Chris Oneschuck (Time 76:24-106:25 on Stoneham TV on Demand)**

Chris Oneschuck President of the SHS 1982 Beautification Fund gave an explanation of what their fund has done for the Town over the past 12 years. She states she came in front of the Board of Selectmen in June of 2014 and asked for permission to install a Splash Fountain in the middle of the Common. She states the Board voted unanimously for them to proceed. Mrs. Oneschuck would like you to keep in mind that they raise all the funds for their projects. She states they vigorously started the search for a vendor and have spoken with Creative Recreation and Delta Fountain. She states the fountain at the Rose Kennedy Greenway Center was the most like what they had in mind. She states the estimated cost was going to be \$250,000.00. She states they worked for 14 months on revisions to submit to the Cummings Foundation to obtain one of their \$100,000.00 grants. Mrs. Oneschuck states they met all of their criteria and they were confident that they would receive one of these grants. She states they decided to wait to introduce a marketing and fundraising campaign to the public until they had secured some large funding first. In March of 2015 they received a response from Cummings that said it would be a conflict of interest for them to entertain the letter of inquiry at this time as Cummings is in litigation with the Town of Stoneham over their 92 Montvale Avenue sign. The SHS 1982 fund was stunned and dismayed at this point. She states they had determined they wanted 20 jets with water and a diameter of 40 feet which included a 5 ft border since the circle in the middle of the Common is 110 feet in diameter this left 70 feet of green space. Mrs. Oneschuck states they had not circled back with the Board of Selectmen yet because they wanted to secure some major funding first. In September of 2015 they reached out to Erin Wortman the Town Planner and made an appointment to meet with her because they were told she was a wonderful resource for obtaining grants. She states the day after making the appointment she received a phone call from Chairman Tom Boussy he stated that he had heard they had made an appointment with Erin and he wanted to have coffee. She stated she invited him to the meeting with Erin. She stated he declined and said that he wanted to meet with her separately. They met on September 14<sup>th</sup>. She states she brought three other committee members and they met with him in the hearing room. She states when they met he showed them a design of the proposed ice skating rink and proceeded to talk about all the events that take place in the

Common such as the Farmers Market and the Halloween Parade. Mrs. Oneschuck stated that Mr. Boussy told her that two other Selectmen and himself do not want the splash fountain in the middle of the Common. He never said who the two other Selectmen were. He stated to Mrs. Oneschuck that they wanted to maintain as much green space as possible in that area. Mrs. Oneschuck spoke up immediately and said Tom you must not understand how the fountain works and explained to him it's completely flat and the jets are below the surface there is nothing protruding. She stated he said he knew how it worked but they wanted to keep the entire area green. She states the meeting did not go well. At the end of the meeting Tom proposed they go in front of the merchants group and the neighborhood group and find out if they want the fountain. He told her if they do then he will have an open house at the Town Hall for the residents to come in and express their opinions. He stated to her if the Town wants the fountain then they will be behind it. Mrs. Oneschuck stated the committee met soon after that and no one was happy with what had occurred. She stated at a subsequent meeting the committee decided that if three Selectmen were already against them they didn't have a prayer in making this happen. They could foresee at least three years of fundraising events and activities ahead of them with the commitment of many many hours from each of them in order to make this happen. The committee decided that they had had enough and they walked away from the Town of Stoneham. Mrs. Oneschuck stated she gave Tom her word that she would go in front of the two groups to them their opinions and she had to wait to get on their agendas. On October 27<sup>th</sup> she met with the merchants group and 9 people were there and many of them did not even know about the project. She stated that 3 said yes, 1 said no and 5 said maybe. On November 19<sup>th</sup> she met with the neighborhood group and 14 people were there 4 said yes, 4 said no and 6 said maybe. Mrs. Oneschuck states there was no need to meet back up with Tom at this point because she no longer had a committee behind her. She states it is with much disappointment that she comes to the Board tonight to let them know that the SHS 1982 Beautification Fund will no longer exist. She stated they will no longer be maintaining the whiskey barrels on Main Street, High School Sign Area, spraying the holiday tree twice a year and will no longer be holding their annual indoor yard sale at the Middle School. She would like to thank many of you in the room tonight for the years and years of support that they have given them. She also would like to thank the DPW, Fire Department, Police Department and the School Department for their significant help over the years. In addition she would like to thank the businesses, residents, classmates and other SHS Alumni who have so generously given their time and donations to them. She is now in the process of figuring out how to close out the organization. She thanks everyone for their time. Selectman DePinto asks when did the meeting occur that he did not remember the Board voting on this. Chairman Boussy states he is not sure what her goal is. Chairman Boussy clarifies there was no vote taken on this matter. Chairman Boussy explains that Erin Wortman called him and asked him to meet with Mrs. Oneschuck. Chairman Boussy explains that he has been receiving many phone calls from people who don't want the fountain there. He states when the committee came to them originally there wasn't a lot going on there, they didn't know a lot about it. He thought the June meeting was more of an exploratory and they were going to work with them. Chairman Boussy explains when people don't know what's happening it's difficult to get information out, as people started to get the information it just wasn't something that there was a lot of town support. He states people were telling him it is a great group they have done wonderful work but they'd like is someplace else. Mrs. Oneschuck stated they did not know there was public discontent about the fountain. Chairman Boussy that is why he met with her. Chairman Boussy states he thinks he recalls Mrs. Oneschuck asked him if the Selectmen support the fountain and he may have said at least two Selectmen are not in favor of it but he is not positive. Chairman Boussy stated what he does know is that he attends the merchant group and the neighborhood group meetings and there were a lot of people not in favor of the fountain and wanted it stopped well before they raised \$250,000.00. Chairman Boussy clarifies that he told her to go get public support and he would help her. Mrs. Oneschuck states something needs to change in the process. Chairman Boussy confirms that is what they are trying to do as a Board. Selectman Vallarelli addressed the issue of them submitting to Cummings he states he was unaware until tonight about the lawsuit and he asked if anyone on the Board knew that they were submitting should've told the committee not to submit it. Selectwoman O'Neill stated she knew and stated when she found out but first would like to say they appreciate all of their work and she thinks it is a real shame and she is sorry to see them fold. Selectwoman O'Neill states it was a year ago that they calls from the people who had applied to Cummings Foundation for grants and because of a lawsuit they were denying everybody. She states in a snowstorm herself, Tom and Dave drove to Cummings in Woburn to plead with them to please not do that to our charities. She states they felt strongly that they were holding nonprofits who had nothing to do with the sign hostage. She states they begged, pleaded and followed up with them. She states it is wrong but they refused to budge. Selectwoman O'Neill states she hopes the committee doesn't put the Board in with Cummings decision. Selectwoman O'Neill states it sounds like a series of miscommunication and states they would never be rebuffed from spending money and investing in our town. She states one thing they have done over the past couple years is invite different groups and residents to have a say. Chairman Boussy states he reached out to Mrs. Oneschuck to make sure they were on the same page and an offer to get public comment going forward. He apologizes if she thinks that was the wrong way of handling it but he doesn't know that it was. Mrs. Oneschuck states she believes it would've been better received if it was something they know the whole board was in on a conversation with them and she states it did not come across like that and unfortunately the committee just got so angry there was no rectifying it. Selectwoman O'Neill states she is sorry to see them go and it does sound like a terrible misunderstanding she knows that this Board and especially Tom has worked very hard to bring life to the Common and to make downtown a destination so she wasn't there but her thought is the he meant well reaching out to her and she thinks the communication obviously broke down someplace for your board to get so angry and the Board of Selectmen not know that the board was so angry. She states they would've loved to bring you in here and sit down and talk about what other alternatives. Selectwoman Colarusso would also like to thank her and all of what they have done has really enhanced the Town. She would like to leave the opportunity on the table if there is a chance to reconvene maybe talk to the board members she and others would be happy to sit down and offer them the full support of the Board in whatever endeavors they choose to take on in the future because they have a lot of creditability and have done a lot of good work and she thinks it is sad to see the group dissolve the way it is. Selectman Vallarelli also thanks Mrs. Oneschuck for the committee services.

**Pleasant Street Crossing/Colarusso (Time 106:26-119:16 on Stoneham TV on Demand)**

Selectwoman Colarusso states recently they have talked about some development at 42 Pleasant Street and the situation there that continues of exasperate with traffic in the area. She states she has heard from many residents in the area in an effort to try to impress upon her the fact that the situation there seems to be getting worse in terms of the pedestrian traffic specifically that of students and children in the afternoon. She states she knows the thought track is that the Bikepath is coming and we sort of have that area a plan of what's going to happen but she thinks they should take a second look at it and have a little bit more of sense of urgency in terms of what they can do to make that safer for crossing especially where the Melrose Y is. Selectwoman Colarusso states she invited Mr. Bardell 48 Pleasant Street to come this evening to talk about what he has seen take place there and why he feels the Board needs to do something about that area. Robert Bardell 48 Pleasant Street spoke. Selectwoman Colarusso states she has an idea using portable speed bumps which she states would slow the traffic down. She is looking for something to create a deterrent there. Chairman Boussy asks where she is thinking of putting them. He states when the Bikepath is done there will be hawk system installed. Mr.

Bardell states there something needs to be done now. Mr. Ragucci clarifies there is no hawk going there it is going on Montvale Avenue. The Board states but there is something going there such as a pedestrian crossing. Selectmen Vallarelli states maybe we can put something in the crosswalk instead of putting in a speed bump right now. Selectwoman Colarusso asks Mr. Ragucci to have Safety Officer Panzo look at it and come back with some feedback such as on Selectman Vallarelli's suggestion and others along with a police presence there as well during the morning and evening. Chairman Boussy would like to authorize Mr. Ragucci to have the rubber stanchions installed and have the Police Chief and Safety Officer review this and revisit this in 30-60 days to see if there is an improvement or if more has to be done.

**Narcan and AED Town Wide/Colarusso (Time 119:17-139:38 on Stoneham TV on Demand)**

Selectwoman Colarusso states she is looking at how as a community we can better deal with the overdose problem. She states the Narcan and AED both had the same theme attached to them and that they are for emergency responders when they arrive on the scene from someone overdosing or having a heart attack they have the means to treat the person. She states Stoneham's Public Buildings have AED units in them and Fire has them as well. She states Fire and Emergency Responders have Narcan. She states the one department that doesn't have the Narcan or AED is the Police and she states to Mr. Ragucci that she thinks they should solidify that moving forward and believes this a contractual issue that we ensure that we 100 percent compliant as an AED community and Narcan community where all our Emergency Responders carry Narcan. She would like a sense of urgency about this is why she wanted to bring it publically. She states Chris Gardner who is present tonight for his Eagle Scout project took on the task of town wide implementation of the AED units and is here to hopefully see it happen in 2016. Selectwoman Colarusso states that Jen Murphy is also present and did a lot of AED work as well. Selectwoman Colarusso appeals to Mr. Ragucci that he see it happen. Mr. Ragucci states these are items that will be brought to the negotiating table. Selectwoman Colarusso asks for the time line of negotiations. Mr. Ragucci states the contract are up July 1<sup>st</sup> he just sat down with the Patrol Union today for the first time to discuss ground rules and protocol. He states they will be meeting again February 9<sup>th</sup> he believes and at that point both sides can bring subjects of negotiations to the table to discuss. He states at that point for any amount of dollars you can get anybody to do anything. He states when they were first approached they were looking for \$500.00 a man to carry just the Narcan. He states what they found out is that on medical aid calls more than 50% of the time police is that last to show on the scene. He states Ambulance and Fire Department get medical emergencies before police so he thought it was much more important for the Ambulance and Fire to carry the Narcan and the AED which they both do but that doesn't prevent us from going in negotiating it now with the Patrolmen Union. He assures he will bring both the Narcan and the AED systems to the negotiating table on the 9<sup>th</sup>. Selectwoman O'Neill states she saw something on Facebook about the Gloucester Chief of Police had put out there and she states she thought it as a new way at a problem because what we are doing is not working. She states as First Responders she thinks should all carry and would consider it good will and did share that at a Substance Abuse Coalition Meeting. Selectwoman O'Neill discusses the Gloucester Police program that was implemented. Selectwoman Colarusso states she doesn't the fact that this is about human life getting lost. She wants to make sure we keep this as a town priority this year and she appreciates that Mr. Ragucci has it on his list. Mr. Ragucci states the Woburn Court has run 1 hour trainings and you walk away with Narcan. Selectwoman Colarusso suggests maybe we can run that. Mr. Ragucci will look into it. Selectwoman O'Neill will follow up with the Drug & Alcohol Coalition to see when they are doing their next training. Chris Gardner spoke. Jen Murphy, 16 Waverly Street spoke. A resident spoke from the audience but did not identify himself.

**Brandon Cop Sync Alert System/Colarusso (Time 139:40-149:44 on Stoneham TV on Demand)**

Selectwoman Colarusso states she was approached by a gentleman who has a small business that engages in presenting to public buildings in towns intruder alert systems technology. Brandon Flannigan gave a presentation on what the Brandon Cop Sync Alert System and what its benefits are. Selectman Vallarelli states he feels this is completely unacceptable to be put on the agenda tonight to sell us a product we have not heard about and he should be talking to Mr. Ragucci about this. Chairman Boussy states there are 22 items on the agenda we are going to get through this and move forward. Mr. Ragucci states he would like to sit down with the gentleman in the next week and have a conversation and get more detail and give the Board a summary what this program is all about. Mr. Ragucci will reach out to the Superintendent. Selectwoman Colarusso states she reached out to him but he could not attend she was aiming for town buildings such as town hall, library and senior center for tonight's presentation.

**Teen Resource Director Position Update/Colarusso (Time 150:32-154:33 on Stoneham TV on Demand)**

Selectwoman Colarusso states she has been talking to about the possibility of a shared services concept with the Boys & Girls Club and a position she would like to see the Board eventually approve a Town Resource Director. She states part of the concept is that there is a \$60,000.00 renovation taking place at the Boys & Girls Club which she believes will be completed in June and they are trying to reinvent the space there to make it more conducive to a teen environment. She states this is the fourth conversation about it in a public meeting. She just feels strongly about the substance abuse problems and other problems they discussed tonight and asks that the Board consider perhaps creating this position. She states this is something the town desperately needs. She states part of the concept is that the Boys & Girls Club would provide the space, technology and those types of logistic matters and that the town would hopefully if the Board decides too down the line fund a position there even if it was something temporary. She wanted everyone to know that the renovations will be starting in April at the Boys & Girls Club. She states having a shared position would reduce the town cost 50% and also reduce the Boys & Girls Club costs. Anthony Guardia from the Boys & Girls Club spoke.

**Set Open & Close Dates for the Annual Town Meeting Warrant (Time 154:34-155:28 on Stoneham TV on Demand)**

Selectman DePinto made motion to open the April 5, 2016 adjourned to May 2, 2016 at 7:00 p.m. Annual Town Meeting Warrant on Monday, February 1, 2016 and close on Monday, February 22, 2016 at 4:00 p.m., seconded by Selectwoman O'Neill. **Motion was unanimously voted (5-0).**

**Warrant Article for a New Turf Field at the High School/DePinto (Time 158:34-169:22 on Stoneham TV on Demand)**

Selectman DePinto states this is something he brought up at a meeting a few months back and he drafted the warrant article. He states he only came tonight because of the new restrictions on proposing warrants and he wasn't sure if the board will submit this or not but he hopes they will down the road when they go through all the warrants. Selectman DePinto made a motion for the Board to submit this article to this May's Town Meeting. Selectman Vallarelli asked if he spoke to the School Committee at all because he does not want it to affect the building of the school. Selectman DePinto states yes he has. Chairman Boussy asks if this should be something the School Committee submits. Selectman DePinto states this is for the funding and he has been working with the Athletic Director Mr. Pignone and Coach Carino at the time. He states they started this eight years ago. He states they have not had a funding vehicle for this. He states with the billboard money he sat down with a bonding agent and stated the first

15 years of the billboard would fund \$1,250,000.00 of this. Selectman DePinto states this still needs a 2/3 vote at Town Meeting. Selectwoman O'Neill states the one thing they should think about is in her opinion the biggest thing they need to fund in this community is a new high school that has to become a priority and that is millions of dollars. She states she is very concerned if they keep putting more things on our tax payers when we have the big one it is going to be too heavy for them to carry so she just wants them to be very cautious about putting that kind debt on people. Her opinion is that when other towns have built schools they have rolled that into the price of the school. She is hoping when they do the high school that they can do that. She is also concerned that if they invest this and agrees we need this field but if they build this right now when we come up with a plan we might be really pigeon holed to where we can put the building. Selectman DePinto states all this is doing is allowing if it is passed with a 2/3 vote to borrow \$1,250,000 .00 to do the field it doesn't say when it has to start or where. Selectwoman O'Neill states one of her other concerns is stepping on other officials toes and states this can go on but shouldn't it be sponsored by the School Department. Selectmen DePinto stated he asked Dr. Olson if this would jeopardize us getting funding from the Commonwealth. The response was no. Chairman Boussy states he would be more comfortable with them submitting the warrant article. Selectman DePinto made a motion that the Board of Selectmen submit this warrant article to the May Town Meeting, seconded by Selectman Vallarelli and a roll call vote was taken.

Voting in Favor

Selectman DePinto  
Selectman Vallarelli

Voting in Opposition

Selectwoman Colarusso  
Selectwoman O'Neill  
Chairman Boussy

**Motion did not pass (3-2).**

**Approve Common Vic License/Local 438/125 Main Street (Time 169:23-170:33 on Stoneham TV on Demand)**

Selectman DePinto made a motion to approve the Common Vic license for Local 438, 125 Main Street, seconded by Selectwoman O'Neill and a roll call vote was taken.

Voting in Favor

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

**Motion passed (5-0).**

**Approve Entertainment License/Local 438/125 Main Street (Time 170:34-170:44 on Stoneham TV on Demand)**

Selectman DePinto made a motion to approve the Entertainment license for Local 438, 125 Main Street, seconded by Selectwoman O'Neill and a roll call vote was taken.

Voting in Favor

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

**Motion passed (5-0).**

**Approve Common Vic License/Petroleum Group/225 Main Street (Time 170:27-177:178:55 on Stoneham TV on Demand)**

Selectwoman O'Neill made a motion to deny the Common Vic license application for Petroleum Group, 225 Main Street, seconded by Selectwoman Colarusso and a roll call vote was taken.

Voting in Favor

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

**Motion passed (5-0).**

**Funding for Stevens Street Sidewalk/DePinto (Time 178:56-183:38 on Stoneham TV on Demand)**

Selectman DePinto states Mr. Ragucci gave them a list of funding to decide how to fund Stevens Street. Selectwoman O'Neill asks for real numbers so they know what they are voting on. Mr. Ragucci states he believes there is an actual bid on Stevens Street which will give an accurate number. Selectwoman O'Neill asks Mr. Ragucci to get that to them so they have something to vote on. Selectwoman O'Neill states they need the actual cost for Stevens Street and Park & Marble so they can vote on February 2, 2016. Mr. Ragucci states Park and Marble will be an estimate there was no bid. The Board agreed to vote on this agenda item on February 2, 2016. Selectwoman O'Neill asks for the number in advance of the February 2<sup>nd</sup> meeting so they have a chance to review and ask any questions.

**Funding for Park & Marble Street Intersection/DePinto**

This agenda item was discussed above and has been moved to February 2, 2016 to be voted on.

**Update on MWRA Pipeline/Town Administrator (Time 183:40-190:14 on Stoneham TV on Demand)**

Mr. Ragucci states he met with MWRA twice in the past month. Mr. Ragucci states the proposal they are willing accept from us is \$429,450.00 for the Oak Street roadway and sidewalk. He states they were negotiating over the lay down area on Spring Lane. He would like guidance from the Board on is that the MWRA is willing to use Spring Lane but their concerned with any potential contamination on the land and they want to cap their exposure and anything over that cap the Town of Stoneham would be responsible for. Mr. Ragucci states he would not accept that deal but would like direction from the Board but they are still willing to lease land from the Town and are willing to give us \$500,000.00 if we could let them use it for a laydown area for the three years that they need it. Mr. Ragucci states there is land between the cemetery and the golf course but the only way to get into it is the cemetery. Chairman Boussy states he will tell him right now that will not work. The Board asks about Cottage Street and Mr. Ragucci states MWRA will replace curb to curb but no sidewalks. The Board wants to Mr. Ragucci to go back to the MWRA and ask for one side of Cottage Street to be included. Selectwoman O'Neill states the folks who are going to be really disrupted should really get some true mitigation. Mr. Ragucci asks the Board to think of an acre or two to please let him know.

**Verizon New England Cable License Process/Town Counsel (Time 190:15-190:26 on Stoneham TV on Demand)**

Selectmen DePinto made the motion to authorize Attorney Solomon to issue a request for proposal to Verizon, seconded by Selectman Vallarelli and **unanimously voted (5-0)**.

**Approve Minutes (Time 190:27-190:50 on Stoneham TV on Demand)**

Selectman DePinto made a motion to approve meeting minutes of 1/5/16, seconded by Selectman Vallarelli and **unanimously voted (5-0)**.

**Approve Minutes & Consideration of Release (Time 190:51-191:57 on Stoneham TV on Demand)**

This item was moved to the next meeting.

**Town Administrator (Time 191:58-199:43 on Stoneham TV on Demand)**

Town Administrator Ragucci states he has three items: 1) The Superintendent of School came to him last week informing him that the estimated replacement cost for the High School boilers is \$600,000.00 he asked to see if Board of Selectmen would support using the \$600,000.00 from the sale of properties that they have set aside for the assessment on the High School. He states and when they need the assessment they can borrow and get reimbursed. Mr. Ragucci will get the Board an estimated cost. 2) Mr. Ragucci informs the Board as they know Fire Chief Joe Rolli is retiring and they had a selection process and they advanced Matt Grafton to replace Chief Rolli. He informs the Board of this because the Fire Chiefs car is owned personally. He states we do not have a Fire Chief car and discussing with Chief Rolli what he would like to do is sell the Town his car for \$4,000.00. Selectwoman O'Neill would like a mechanics report on the vehicle. Selectman DePinto would like to congratulate the new Fire Chief and also 3 new police officers all Stoneham residents. 3) Mr. Ragucci states Verizon Wireless at the Senior Center barn states they got a bid in today for \$28,800.00 annually with a \$1,000.00 on top of that for a fee which totals \$29,800.00. He states 3% escalation will be built in each year into the agreement. He states they will be putting it in the cupolas. Mr. Ragucci asks the Board to consider going into Executive Session to discuss negotiations.

**Miscellaneous (Time 199:44- on Stoneham TV on Demand)**

Selectwoman Colarusso states she drafter the letter for Municipal Modernization and will pass it out quickly for the Board to review. Selectman Vallarelli congratulates Matt Grafton as the new Fire Chief. Chairman Boussy states the Municipal Modernization will be on the next agenda. Selectwoman Colarusso asks Mr. Ragucci about the traffic studies at Stop & Shop. Mr. Ragucci states the engineering study is done and the cost he will have next week. He estimates about \$250,000.00. Selectwoman Colarusso asks Mr. Ragucci for copies of the estimates and studies. Selectwoman Colarusso discusses the speed bump on Park Street and states that the feedback is that this bump should be removed. Mr. Ragucci will instruct it to be removed as soon as possible.

**Executive Session**

Selectman DePinto move that the Board vote to enter executive session pursuant to M.G.L. c. 30A, Section 21(a) (3) of the Open Meeting Law to discuss strategy with respect to collective bargaining with Town Hall Employees Association (THEA) union and the Town with the Chair declaring that an open meeting may have a detrimental effect on the bargaining position of the Board and Town and not to return to the Board of Selectmen, seconded by Selectwoman Colarusso. A roll call vote was taken.

Voting in Favor:

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

**Motion passed 5-0.**

**Meeting adjourned at 10:23 p.m.**

Respectfully submitted,  
**Erin Sinclair**

**Stoneham Board of Selectmen – Minutes of Meeting of January 26, 2016**

Chairman Thomas Boussy called the meeting to order at 5:35 p.m. Also present were Selectwoman Caroline Colarusso, Selectman John F. DePinto, Selectwoman Ann Marie O’Neill, Selectman Frank Vallarelli, Town Administrator David Ragucci and Attorney William Solomon.

**Pledge of Allegiance**

**Approve Minutes**

Attorney Solomon handed out minutes for the Board to review. Selectman DePinto made a motion to approve meeting minutes of 11/10/15 Open Session, seconded by Selectwoman O’Neill and **unanimously voted (5-0)**. Selectman Vallarelli made a motion to approve meeting minutes of 11/10/15 Executive Session, seconded by Selectman DePinto and **unanimously voted (5-0)**. Selectman DePinto made a motion to approve meeting minutes of 11/17/15 Open Session, seconded by Selectman Vallarelli and **unanimously voted (5-0)**. Selectwoman O’Neill does not agree with the content of the minutes of the 11/17/15 Executive Session minutes and would like these put on the next executive session meeting for approval. Selectwoman Colarusso states she has more to add to the minutes of 11/19/15 open session minutes and would like these put on the next agenda for approval.

**Appointment of Town Accountant**

Selectmen Vallarelli stated they had all good candidates. Chairman Boussy stated Selectwoman O’Neill and Selectman Vallarelli worked hard from getting 36 applications and bringing them down to 12 to interviewing those 12 and bringing it down to the final 5. The Board agrees there was five impressive candidates. Each board member gave their input on the candidates interviewed. Nominations: Selectman DePinto nominates Donald Piatt, seconded Selectwoman O’Neill. There were no other nominations. Selectman DePinto made a motion to nominate Donald Piatt and give Mr. Ragucci authority to make an offer and negotiate his salary and contract, seconded by Selectwoman O’Neill and a roll call vote was taken.

Voting in Favor:

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

**Motion passed 5-0.**

**Golf Course Contract-Management, Operations, and Maintenance for the Stoneham Unicorn and Stoneham Oaks Municipal Golf Courses and Associated Facilities**

Town Administrator Ragucci stated that they selected a contractor and sent out the draft contract. He states that the contractor’s remarks were due today but Mr. Ragucci has not received them yet. He states he contacted the contractor and was told he would have them by 5:00pm but has not received them as of now. Mr. Ragucci states that once he receives them he will forward them off to the Board. Mr. Ragucci asks the Board for their feedback on the contract on what they might like to see for changes. Selectmen DePinto asks when would the contractor start. Mr. Ragucci states it was supposed to be January 1<sup>st</sup> but will most likely be February 1<sup>st</sup> or immediately when they agree. Mr. Ragucci states he will keep the Board updated.

**Vote to send Municipal Modernization Letter**

Selectwoman Colarusso requests that the Board review and sign the letter in support of Municipal Modernization to give the town more control in the future such as with liquor licenses and utility companies. Attorney Solomon went to get the letter for the Board to review and Chairman Boussy states they are going into executive session then they will come out and approve the Municipal Modernization Letter, then they will return to Executive Session without him being present.

**Executive Session**

Selectman DePinto moved that the Board vote to enter executive session pursuant to M.G.L. c. 30A, Section 21(a)(3) of the Open Meeting Law (“discuss strategy with respect to collective bargaining”) to review and consider approval, including any vote, of a collective bargaining agreement with Town Hall Employees Association (THEA) union and the Town and to return to the Board of Selectmen, seconded by Selectwoman Colarusso. A roll call vote was taken.

Voting in Favor:

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

**Motion passed 5-0.**

**Meeting adjourned at 5:55 p.m.**

Respectfully submitted,  
**Erin Sinclair**

## Sinclair, Erin

---

**From:** Ragucci, David  
**Sent:** Friday, January 29, 2016 11:48 AM  
**To:** Sinclair, Erin  
**Subject:** FW: Chief's vehicle

---

**From:** Ragucci, David  
**Sent:** Tuesday, January 26, 2016 9:47 AM  
**To:** (tboussy@thbcompany.com) ; amoneill118@yahoo.com; Caroline Colarusso (Carolinecolarusso@gmail.com) ; JDP9633@aol.com; Vallarelli, Frank (ergllp@att.net)  
**Subject:** FW: Chief's vehicle

Please see below. Dave

---

**From:** Rolli, Joe  
**Sent:** Monday, January 25, 2016 7:38 AM  
**To:** Ragucci, David <[dragucci@stoneham-ma.gov](mailto:dragucci@stoneham-ma.gov)>  
**Subject:** FW: Chief's vehicle

**From:** paul mcintyre [<mailto:paulmac107@gmail.com>]  
**Sent:** Sunday, January 24, 2016 9:15 PM  
**To:** Rolli, Joe <[jrolli@stoneham-ma.gov](mailto:jrolli@stoneham-ma.gov)>  
**Cc:** paul mcintyre <[paulmac107@gmail.com](mailto:paulmac107@gmail.com)>  
**Subject:** Chief's vehicle

Dear Chief Rolli:

I have inspected and reviewed your vehicle and found all equipment to be functioning properly. The vehicle has a fairly new motor with 45,000 mile on it. In addition, the Ford Explorer also has a newer battery, tires and has consistently been serviced and maintained at Stoneham Ford. The estimated Kelly Blue Book value of the Explorer ( including age and mileage) is \$4,893. Other considerations in the purchase of this vehicle include:

- Affordable option for the town to provide a Fire Department " ready" vehicle to the new chief.
- Not having to incur the cost of transferring vital equipment such as two way mobile radio, lights and sirens.
- When the town is able to update and replace this vehicle, it will be transferred to the Department Of Public works for continued use.

My opinion is the purchase of this vehicle is a cost effective and viable interim option for the Town of Stoneham. Should you have any additional questions, please do not hesitate to ask.

Sincerely,

Paul McIntyre  
Fire Fighter  
Mechanic  
781-727-0071