

Stoneham Board of Selectmen – Minutes of Meeting of December 15, 2014

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

Pledge of Allegiance

Approve to Borrow \$741,400.00 relating to Article 27 of October 27th-30th, 2014 Town Meeting/Treasurer

Treasurer Diane Murphy was present to explain that the following is being purchased with this money: 3 Police Vehicles - \$132,000, Rehab Police Shooting Range & Purchase Rifles - \$35,400, Purchase Police Bullet Proof Vests - \$22,000, Repair/Replace Fire Gear Rack - \$15,000, Purchase DPW Sander and Roller - \$35,000, Repair/Install Unicorn Irrigation System - \$15,000, Purchase 3 Unicorn Mowers and Spray Unit - \$80,000, Repair Arena Bleachers, Stair Treads, Shower Unit and Doors - \$67,000, Purchase/Install School Phones - \$30,000, School Paving - \$25,000, Repair School HVAC System - \$200,000, Purchase School Computers - \$50,000, Elementary School Roof Repairs - \$35,000.

VOTE OF THE BOARD OF SELECTMEN

I, the Clerk of the Board of Selectmen of the Town of Stoneham, Massachusetts, certify that at a meeting of the board held December 15, 2014, of which meeting all members of the board were duly notified and at which a quorum was present, the following votes were unanimously passed, all of which appear upon the official record of the board in my custody:

Voted: to approve the sale of a \$741,400 0.75 percent General Obligation Bond Anticipation Note (the "Note") of the Town dated December 18, 2014, and payable December 18, 2015, to Century Bank at par and accrued interest, if any, plus a premium of \$2,224.20.

Further Voted: that in connection with the marketing and sale of the Note, the preparation and distribution of a Notice of Sale and Preliminary Official Statement dated December 5, 2014, and a final Official Statement dated December 11, 2014, each in such form as may be approved by the Town Treasurer, be and hereby are ratified, confirmed, approved and adopted.

Further Voted: that the Town Treasurer and the Board of Selectmen be, and hereby are, authorized to execute and deliver a significant events disclosure undertaking in compliance with SEC Rule 15c2-12 in such form as may be approved by bond counsel to the Town, which undertaking shall be incorporated by reference in the Note for the benefit of the holder of the Note from time to time.

Further Voted: that we authorize and direct the Town Treasurer to establish post issuance federal tax compliance procedures in such form as the Town Treasurer and bond counsel deem sufficient, or if such procedures are currently in place, to review and update said procedures, in order to monitor and maintain the tax-exempt status of the Note.

Further Voted: that each member of the Board of Selectmen, the Town Clerk and the Town Treasurer be and hereby are, authorized to take any and all such actions, and execute and deliver such certificates, receipts or other documents as may be determined by them, or any of them, to be necessary or convenient to carry into effect the provisions of the foregoing votes.

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

Dated: December 15, 2014

Clerk of the Board of Selectmen

Selectmen Sweeney made a motion to approve the bond, seconded by Selectman DePinto and **unanimously voted (5-0)**.

IT Department Update/Tom Cicatelli

IT Director Thomas Cicatelli was present to give the Board an update on his department. Mr. Cicatelli explains to the Board that he really needs to hire someone he can train since he is the only one right now running the IT Department. Mr Cicatelli informs that Board that there was \$10,000.00 appropriated for this but that is not enough to fund a position. The Board understands the importance and Mr. Ragucci states he will be looking to appropriate money for FY16.

Smitty's Way Homeowner's Association/Atty Charles Houghton

Attorney Charles Houghton was present and states he feels they are in agreement with the Town. Selectman Sweeney asks Attorney Houghton to give a brief description on the Homeowner's Association. Selectman Vallarelli made a motion to accept the Smitty's Way Homeowner's Association Agreement. Selectman Sweeney would like to amend the motion by adding after the Conservation Commission reviews and confirms all the terms and conditions are in the agreement before recording. Selectman Vallarelli made a motion to accept the Smitty's Way Homeowner's Association Agreement contingent on the Conservation Commission reviewing and confirming all the terms and conditions are in the agreement before recording the document, seconded by Selectman Sweeney and **unanimously voted (5-0)**.

42 Pleasant Street Discuss Mitigation Covenant/Atty Houghton

Attorney Charles Houghton would like to setup a subcommittee to draft a mitigation covenant for 42 Pleasant Street. The subcommittee will include Chairman Boussy, Selectman DePinto, Attorney Houghton, Attorney Solomon and Town Administrator David Ragucci.

Food Truck Festivals of New England Discussion

Ann Marie Aigner and Paige Grinnell from Food Truck Festivals of New England were present to discuss having a Food Truck Festival at the Town Common in October of 2015. Attorney Solomon stated the rules/regulations need to be updated. Chairman Boussy stated they will meet to work out all the details. Selectman Sweeney made a motion to support the date of October 17, 2015, seconded by Selectman DePinto and **unanimously voted (5-0)**.

Bikeway Greenway MassDOT Public Notice

The MassDOT will be holding a public hearing on Wednesday, December 17, 2014 at 7:00 p.m. in the Town Hall Auditorium, 35 Central Street. The MassDOT notice of public hearing states the purpose of this meeting is to provide the public with the opportunity to become fully acquainted with the proposed Tri-Community Bikeway project. All views and comments made at the meeting will be reviewed and considered to the maximum extent possible. Marcia Wengen, Washington Street asked if the Board would have a reverse 911 to notify the residents of this meeting. Selectwoman O'Neill made a motion to send a reverse 911, seconded by Selectman DePinto and **unanimously voted (5-0)**.

Appointments to Farmers Market Committee

Selectman DePinto made a motion to appoint Julie Boussy, Kathryn Fitzgerald, Lauren Murphy and Ann Marie O'Neill to the Farmers Market Committee to three year terms effective until April 30, 2017, seconded by Selectwoman O'Neill and **unanimously voted (5-0)**. Selectman DePinto made a motion to appoint Liz Erk and Toni Means to the Farmers Market Committee to two year terms effective until April 30, 2016, seconded by Selectman Vallarelli and **unanimously voted (5-0)**. Chairman Boussy stated that this committee welcomes volunteers. Selectwoman O'Neill abstained.

Accept as Numbered Warrant Articles for Special Town Meeting

Dolly Wilson, Central Street requested that the wording to the article be changed excluding the Rec Park. She clarified that at the time the signatures were accumulated the plan did include Rec Park but since MassDOT has removed Rec Park. Attorney Solomon states that he suggests the Selectmen put a note under the Article with an explanation. Selectman DePinto moved to add a note from the Selectmen to Article #1, seconded by Selectwoman O'Neill and **unanimously voted (5-0)**. Selectman DePinto made a motion to reject Article 1B, seconded by Selectman Vallarelli and **unanimously voted (5-0)**. Selectman DePinto made a motion to accept Article #2, seconded by Selectman Vallarelli and **unanimously voted (5-0)**. Selectman DePinto made a motion to accept Article #3, seconded by Selectman Sweeney and **unanimously voted (5-0)**. Selectman DePinto made a motion to accept Article #4, seconded by Selectman Vallarelli and **unanimously voted (5-0)**.

December 15, 2014 (3)

Sign Warrant for Special Town Meeting

Selectman DePinto moved to sign the warrant. Motion was seconded by Selectwoman O'Neill and **unanimously voted (5-0)**.

Approve Minutes

Selectwoman O'Neill made motion to approve minutes of December 2, 2014, seconded by Selectman Vallarelli and **voted (4-0-1)**. Selectman DePinto abstained.

Liquor Licensing Authority

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

Voting in Favor:

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

Motion was unanimously voted (5-0).

Meeting recessed at 8:29 p.m. to go into Liquor Licensing Authority.

Meeting reconvened at 8:41 p.m.

Approve Entertainment License Renewals

Selectman DePinto moved for approval of the Entertainment License Renewals contingent on taxes being paid: R&W DiNunzio Corp dba Taste of Siam/497-499 Main Street, S&A Ventures Inc. dba Aldo's Café/125 Main Street, Gaetano's/271 Main Street, Kromel's LLC dba Melissa's Main Street Bistro/407 Main Street. Motion was seconded by Selectman Sweeney and **unanimously voted (5-0)**.

Approve Class II Renewals

Selectman Vallarelli moved for approval of the Class II License renewal for Thomas O'Connor, Pine Street Motors/45 Pine Street. Motion was seconded by Selectman Sweeney and **unanimously voted (5-0)**.

Approve Common Victualler License Renewals

Selectman Vallarelli moved for approval of the following Common Victualler renewals contingent on taxes being paid: Fortune House/418 Main Street, ISHA LLC dba Subway/200B Main Street, Stoneham Pizza/232 Main Street, Pizza Mia/67 Franklin Street, Pignone's Café/319 Main Street, Red Plaza Donuts LLC dba Dunkin Donuts/65 Main Street, Tsakmakis Inc. dba Deliworks/62F Montvale Avenue, Café Central/8 Central Street, Anthony's/408 Main Street, Andrea's House of Pizza/498 Main Street, Kromel's LLC dba Melissa's Main Street Bistro/407 Main Street, Gaetano's/271 Main Street, R&W DiNunzio Corp dba Taste of Siam/497-499 Main Street, Full Service Food Corp dba Bacci's/316-320 Main Street, S&A Ventures Inc. dba Aldo's Café/125 Main Street, Jagat Enterprises dba Rang Indian Bistro/5 Central Square, Portugal Donuts dba Dunkin Donuts/2 Lynn Fells Parkway. Motion was seconded by Selectman Sweeney and **unanimously voted (5-0)**.

Selectman DePinto made a motion to recess at 8:45 p.m. to finish signing licenses.

Appointment to Cultural Council

Selectman DePinto made a motion to appoint Jane DiGangi to the Cultural Council to a three year term effective until December 2017, seconded by Selectwoman O'Neill and **unanimously voted (5-0)**.

Approve Stockwell

Selectman DePinto made a motion to approve two requests for payments total of \$3,099.72, seconded by Selectwoman O'Neill and **unanimously voted (5-0)**.

Town Administrator

Town Administrator Ragucci informs the Board that the Downtown Vision Plan has been completed and it is available for comment through January 10, 2015 on the website. Mr. Ragucci states there are moves going on in the Town Hall to accommodate the Town Planner. Mr. Ragucci states that the Golf Courses are closed for the season. He states the receipts are up over \$44,000.00 from last year. Mr. Ragucci states that the Weiss Farm hearing from what he has heard went well and was continued to January 9, 2015. Mr. Ragucci wanted to let the Board know he received a letter from the School Building Assistance Program that the High School was not accepted again this year. Mr. Ragucci states that he discussed this with Dr. Olson and they will be submitting again for the next fiscal year. Mr. Ragucci found an HVAC Engineers to look at the Police Department. He is moving forward with that project. Mr. Ragucci states he is waiting on one resident for the second sheet of ice committee.

Miscellaneous Correspondence

Selectman Vallarelli asks about the Data Collector for the Assessor's Office and why this has been the third guy appointed to the position. Selectwoman O'Neill asks Mr. Ragucci about the possibilities of there being other opportunities for window and boilers. She states there looks like there were three deadline dates. Mr. Ragucci states he will talk to Dr. Olson regarding that. Selectman DePinto would like to wish everyone a Merry Christmas and Happy New Year and thank Marty Murphy and the Montvale Plaza family for having the Senior Holiday Party. Chairman Boussy would like to remind everyone that tomorrow night is the first night of Hanukkah. Selectwoman O'Neill would like to address her concern with the new way sidewalks are being replaced - with asphalt instead of the traditional concrete and granite curbing. She estimated at least 40% of new sidewalks this past year have been done with asphalt despite the fact we addressed this before. Aside from poor aesthetics, parking on well-travelled sidewalks - like Washington and Elm - create dangerous pedestrian situations as well as ADA violations. Washington/Elm are well travelled school routes. Selectwoman O'Neill states she would like to look at the overall plan for sidewalk replacements and maybe focusing on the school routes. Mr. Ragucci states he will have Mr. Grover submit the schedule. Chairman Boussy would like to see the true costs.

Executive Session

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

Voting in Favor:

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

Meeting adjourned at 9:10 p.m.

Respectfully submitted,
Erin Sinclair