

**SPECIAL TOWN MEETING  
MINUTES  
November 19 2012**

Town Moderator, Robert J. Long, called the Special Town Meeting to order on November 19, 2012 at 7:39 p.m. at the Town Hall Auditorium, 298 Central Street, Saugus, MA with 39 members, plus the moderator present.

Joyce Rodenhiser and Edward S. W. Boesel were appointed and sworn as tellers.

Wayne Brooks will, as a courtesy to the Finance Committee, be making motions this evening.

Peter Rossetti and Joyce Rodenhiser were appointed and sworn as tellers.

Town Moderator Robert J. Long led the meeting in the Pledge of Allegiance which was followed by a moment of silence for Russell Cutler, former Finance Committee members who recently passed away. Mr. Long noted that Russell was a dear friend and community activist who never had a bad word to say about anyone.

Town Clerk, Joanne Rappa, called the roll.

Town Meeting Member name	Present /Absent	Town Meeting Member name	Present /Absent	Town Meeting Member name	Present /Absent
ALLAN, P.	p	FALASCA, T.	p	MORIELLO, G.	a
ATTUBATO, J.	p	FOWLER, J.	p	MOSCHELLA, D.	p
BARTOLO, J.	p	GILLIS, J.	p	MOSES, J.	p
BILLINGLSEY, S.	p	GOODWIN, P.	a	PALCZYNSKI, J.	p
BOESEL, E.	a	GROARK, L.	p	PETKEWICH, P.	p
BROOKS, W.	p	HAWKES, T.	p	POLITANO, K.	p
CARLSON, E.	p	JOHNSON, P.	a	RING, D. S.	a
CICOLINI, J.	p	JONES, W.	p	RODENHISER, J.	p
CONNORS, A.	p	KRAMICH, W.	p	ROSSETTI, P.	p
COTTAM, D.	a	LEUCI, J.	p	SERINO, A.	p
D'ANNA, S.	p	LONG, R.	p	SPENCER, B.	p
DEVER, M.	p	LOPRESTI, A.	a	STEWART, W.	p
DEVLIN, F.	p	MALONE, B.	p	SULLIVAN, B.	p
DINARDO, A.	p	MALTAIS, S.	p	SWEEZEY, S.	p
DOCKERY, M.	p	MANOOGIAN, P.	p	VADALA, P.	a
DOHERTY, S.	p	MCCARTHY, S.	p	VECCHIO, M.	p
FAIELLA, E.	p	MCLAUGHLIN, P.	p	Quorum count=	42

A quorum is met.

Moderator Long stated that all articles must be completed tonight in order to set a tax rate.

**Article 1.** To hear and act on reports of Committees.

Mr. Manoogian, Chairman of the Side Walk Committee, gave a report.

Peter Rossetti, Chairman of the Charter Study Committee, stated that there were a few member changes on the committee recently and that they are compiling information they received by various towns currently holding staggered elections, as a result of a survey sent, as a courtesy, by the Town Clerk.

Robert Palleschi, Finance Committee Chairman, gave a report and mentioned that two articles, 9 and 12, created much discussion during FinCom hearings.

Wayne Brooks moves that articles 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, and 18 are taken out of order.

Seconded at 8:00 p.m.

Yeas: 40 Nays: 0

**Articles will be taken out of order.**

Wayne Brooks moves, as a courtesy to the Finance Committee, Article 3.

Seconded at 8:01 p.m.

**Article as written:**

**Article 3.** To see if the Town will vote to raise and appropriate a sum of money for the purpose of funding the FY2013 Finance Committee salary appropriation. Said funds will be added to Article 2 as voted at the 2012 Annual Town Meeting. (Town Manager)

**Article as voted:**

**Article 3.** Voted to raise and appropriate \$3,000.00 for the purpose of funding the FY2013 Finance Committee salary appropriation. Said funds will be added to Article 2 as voted at the 2012 Annual Town Meeting.

**Article 3 passes as recommended by the Finance Committee, by unanimous voice vote at 8:01.5 p.m.**

Wayne Brooks moves, as a courtesy to the Finance Committee, Article 4.

Seconded at 8:02 p.m.

**Article as written:**

**Article 4.** To see if the Town will vote to raise and appropriate a sum of money for the purpose of funding the FY2013 Town Manager appropriation for a Community Economic Development Coordinator/Grant Writer position. Said funds will be added to Article 2 as voted at the 2012 Annual Town Meeting. (Town Manager)

**Article as voted:**

**Article 4.** Voted to raise and appropriate \$35,000.00 for the purpose of funding the FY2013 Town Manager appropriation for a Community Economic Development Coordinator/Grant Writer position. Said funds will be added to Article 2 as voted at the 2012 Annual Town Meeting.

**Article 4 passes as recommended by the Finance Committee, by unanimous voice vote at 8:02.5 p.m.**

Wayne Brooks moves, as a courtesy to the Finance Committee, Article 5.

Seconded at 8:03 p.m.

**Article as written:**

**Article 5.** To see if the Town will vote to raise and appropriate a sum of money for the purpose of funding the FY2013 Town Manager Expense appropriation for the Fiscal Year 2013 engineering contract for the landfill post-closure costs. Said funds will be added to Article 2 as voted at the 2012 Annual Town Meeting. (Town Manager)

**Article as voted:**

**Article 5.** Voted to raise and appropriate \$11,500.00 for the purpose of funding the FY2013 Town Manager Expense appropriation for the Fiscal Year 2013 engineering contract for the landfill post-closure costs. Said funds will be added to Article 2 as voted at the 2012 Annual Town Meeting.

**Article 5 passes as recommended by the Finance Committee, by unanimous voice vote at 8:03.5 p.m.**

Wayne Brooks moves, as a Courtesy to the Finance Committee, Article 6

Seconded at 8:04 p.m.

**Article as written:**

**Article 6.** To see if the Town will vote to raise and appropriate a sum of money for the purpose of funding the FY2013 Accounting Department Expense appropriation for Professional Services. Said funds will be added to Article 2 as voted at the 2012 Annual Town Meeting. (Town Manager)

**Article as voted:**

**Article 6.** Voted to raise and appropriate \$47,000.00 for the purpose of funding the FY2013 Accounting Department Expense appropriation for Professional Services. Said funds will be added to Article 2 as voted at the 2012 Annual Town Meeting.

**Article 6 passes as recommended by the Finance Committee, by unanimous voice vote at 8:04.5 p.m.**

Mr. Brooks moves, as a courtesy to the Finance Committee, Article 7.

Seconded at 8:05 p.m.

**Article as written:**

**Article 7.** To see if the Town will vote to raise and appropriate a sum of money for the purpose of funding the FY2013 Police Department Salary appropriation to hire additional police officers. Said funds will be added to Article 2 as voted at the 2012 Annual Town Meeting. (Town Manager)

**Article as voted:**

**Article 7.** Voted to raise and appropriate \$43,000.00 for the purpose of funding the FY2013 Police Department Salary appropriation to hire additional police officers. Said funds will be added to Article 2 as voted at the 2012 Annual Town Meeting.

**Article 7 passes as recommended by the Finance Committee, by unanimous voice vote at 8:05.5 p.m.**

Wayne Brooks moves, as a courtesy to the Finance Committee, Article 8.

Seconded at 8:06 p.m.

**Article as written:**

**Article 8.** To see if the Town will vote to raise and appropriate a sum of money to fund the FY2013 Police Department Expense appropriation for the purpose of implementing a Reverse 911 system. Said funds will be added to Article 2 as voted at the 2012 Annual Town Meeting. (Town Manager)

**Article as voted:**

**Article 8.** Voted to raise and appropriate \$18,500.00 to fund the FY2013 Police Department Expense appropriation for the purpose of implementing a Reverse 911 system. Said funds will be added to Article 2 as voted at the 2012 Annual Town Meeting.

**Article 8 passes as recommended by the Finance Committee, by unanimous voice vote at 8:06.5 p.m.**

Wayne Brooks moves, as a courtesy to the Finance Committee, Article 9.

Seconded at 8:07 p.m.

**Article as written:**

**Article 9.** To see if the Town will vote to raise and appropriate a sum of money for the purpose of funding the FY2013 Fire Department Salary appropriation to hire additional firefighters and/or funding overtime. Said funds will be added to Article 2 as voted at the 2012 Annual Town Meeting. (Town Manager)

Barbara Malone moves to amend Article 9, by inserting \$130,000 to be allocated to the Fire Department overtime account and \$44,000 to Salary Account.

Seconded at 8:08 p.m.

Mr. Moses spoke in favor of the amendment.

William Stewart announced that he will abstain on all votes regarding Article 9.

Fire Chief McQuaid voiced his support of the Article. Peter Manoogian asked a question to Town Counsel Vasapolli, which was answered. Maureen Dever; Wendy Hatch, Town Accountant; William Jones and Fire Fighters Union President William Cross, all spoke on the article.

A vote on the amendment came at 8:28 p.m.

Yeas: 18 Nays: 20 at 8:28 p.m.

Amendment does **NOT** pass.

A vote on the main motion came at 8:29 pm.

**Article as voted:**

**Article 9.** Voted to raise and appropriate \$174,000.00 for the purpose of funding the FY2013 Fire Department Salary appropriation to hire additional firefighters and/or funding overtime. Said funds will be added to Article 2 as voted at the 2012 Annual Town Meeting.

**Article 9 passes as recommended by the Finance Committee, by unanimous voice vote (with the exception of Mr. Stewart) at 8:29.5 p.m.**

Mr. Brooks moves, as a courtesy to the Finance Committee, Article 10.

Seconded at 8:30 p.m.

**Article as written:**

**Article 10.** To see if the Town will vote to raise and appropriate a sum of money for the purpose of funding the FY2013 Veterans Services Salary appropriation. Said funds will be added to Article 2 as voted at the 2012 Annual Town Meeting. (Town Manager)

**Article as voted:**

**Article 10.** Voted to raise and appropriate \$7,600.00 for the purpose of funding the FY2013 Veterans Services Salary appropriation. Said funds will be added to Article 2 as voted at the 2012 Annual Town Meeting.

**Article 10 passes as recommended by the Finance Committee, by unanimous voice vote at 8:30 p.m.**

Wayne Brooks moves, as a courtesy to the Finance Committee, Article 11.

Seconded at 8:31 p.m.

**Article as written:**

**Article 11.** To see if the Town will vote to raise and appropriate a sum of money to fund unpaid bills of a prior fiscal year. (Town Manager)

**Article as passed:**

**Article 11.** Voted to raise and appropriate \$5,100.00 to fund unpaid bills of a prior fiscal year.

Yeas: 41 Nays: 0 at 8:32 p.m.

**Article 11 passes as recommended by the Finance Committee.**

Mr. Sweezy moves article 12 as written, but amending it and inserting the amount of \$1.2 million.

Seconded at 8:32.5 p.m.

**Article as written:**

**Article 12.** To see if the Town will vote to authorize the Town Treasurer, with the approval of the Board of Selectmen to raise and appropriate by borrowing or otherwise a sum of money for the purpose of funding the Lincoln Avenue Reconstruction Project, from Clifftondale Square to the City of Revere line, or to take any other action relative thereto. (Town Manager)

Mr. Sweezy's motion to read as:

To see if the Town will vote to authorize the Town Treasurer, with the approval of the Board of Selectmen to raise and appropriate by borrowing or otherwise a sum of \$1.2 million for the purpose of funding the Lincoln Avenue Reconstruction Project, from Clifftondale Square to the City of Revere line, or to take any other action relative thereto.

Mr. Brooks, as a courtesy to the Finance Committee, made a motion to refer Article 12 back to the Board of Selectmen.

Seconded at 8:33 p.m.

Town Manager, Scott Crabtree, asked for support of the project while making a slide show presentation.

Paul Ross, Vice President, CDM, 50 Hampshire Street, Cambridge MA, explained why the project is necessary and suggested ways of achieving the desired completed project.

Barbara Malone; Kenneth DePatto of the Finance Committee; Michael Serino, Chairman of the Board of Selectmen; Ellen Faiella; Al DiNardo; Stephen Sweezy; and State Representative Donald Wong all spoke on the article.

A vote came on referral of Article 12.

Yeas: 8 Nays: 33 at 9:10 p.m.

Article 12 is **NOT** referred back to the Board of Selectmen.

A vote came on the main motion as proposed by Mr. Sweezy.

**Article as voted:**

**Article 12.** Voted to authorize the Town Treasurer, with the approval of the Board of Selectmen to raise and appropriate by borrowing or otherwise a sum of \$1.2 million for the purpose of funding the Lincoln Avenue Reconstruction Project, from Clifftondale Square to the City of Revere line, or to take any other action relative thereto.

Yeas: 35 Nays: 6 at 9:12 p.m.

**Article 12 Passes as proposed by Mr. Sweezy.**

Wayne Brooks moves, as a courtesy to the Finance Committee, Article 13.

Seconded at 9:14 p.m.

**Article as written:**

**Article 13.** To see if the Town will vote to re-appropriate the Sewer Enterprise Revenues as voted under Article 5 at the June 18, 2012 session of the May 2012 Annual Town Meeting to reclassify the appropriation from:

\$3,560,000.00	from Sewer Enterprise Revenue
\$623,829.00	from Retained Earnings
\$341,278.00	in the General Fund from Sewer Enterprise Revenue

To

\$3,560,000.00	from Sewer Enterprise Revenue
\$623,829.00	from Sewer Infiltration & Inflow Account

\$341,278.00 in the General Fund from Sewer Enterprise Revenue

as required by the Department of Revenue. (Town Manager)

**Article as voted:**

**Article 13.** Voted to re-appropriate the Sewer Enterprise Revenues as voted under Article 5 at the June 18, 2012 session of the May 2012 Annual Town Meeting to reclassify the appropriation from:

\$3,560,000.00	from Sewer Enterprise Revenue
\$623,829.00	from Retained Earnings
\$341,278.00	in the General Fund from Sewer Enterprise Revenue

To

\$3,560,000.00	from Sewer Enterprise Revenue
\$623,829.00	from Sewer Infiltration & Inflow Account
\$341,278.00	in the General Fund from Sewer Enterprise Revenue

as required by the Department of Revenue.

Yeas: 40 Nays: 0 at 9:15 p.m.

**Article 13 passes as recommended by the Finance Committee.**

Wayne Brooks moves, as a courtesy to the Finance Committee, to indefinitely postpone article 18.

Seconded at 9:15.5 p.m.

**Article as written:**

**Article 18.** To see if the Town will vote to appropriate from State McKinney Vento transportation reimbursement to the Transportation revolving account or to establish an account for such reimbursements for the purpose of paying for transportation for homeless students under the McKinney Vento Act. (Saugus School Committee)

Wendy Reed, Chairman of the School Committee, questioned the mechanism by which money will be put into the account.

Wendy Hatch explained, to which Ms. Reed replied that she was comfortable with the explanation and is therefore comfortable with the recommendation of indefinite postponement.

**Unanimous voice vote to indefinitely postpone Article 18 at 9:17 p.m.**

Mr. Brooks, as a courtesy to the Board of Selectmen, moves Article 2.

Seconded at 9:20 p.m.

**Article as written:**

**Article 2.** To see if the Town will vote to petition the General Court of the Commonwealth of Massachusetts to authorize the Town of Saugus to issue two additional licenses for the sale of alcoholic beverages to be drunk on the premises under section 12 of said Chapter 138. The licenses shall be granted for economic development along the Route One corridor and for restaurants with a minimum of at least 200 seats. The licenses shall not be transferable outside the Route One corridor and shall not be issued to any restaurant under 200 seats. (Board of Selectmen)

Michael Serino, Chairman of the Board of Selectmen, and Atty. Nelson Chang, 47 Jackson St, representing The Push Cart Restaurant, who has applied twice for a liquor license, spoke on the article. Atty. Chang asked that the article be amended to eliminate the "route one corridor" stipulation in the article so that his client could possibly apply for one of the licenses.

Peter Rossetti moves to amend Article 2 by eliminating the words "along the Route one corridor", change the number from 200 to 50 and eliminate the last sentence in its entirety.

Seconded at 9:28 p.m.

Jeff Moses and Michael Serino spoke on the article.

Janet Leuci noted her opposition to the article and made a motion to refer Article 2 back to the Economic Development Committee.

Seconded at 9:37 p.m.

Sean Maltais asked if there were any available licenses at this time, to which Chairman Serino stated there were not.

A vote came on Mr. Rossetti's amendment.

Yeas: 25 Nays: 15 at 9:40 p.m.

Rossetti amendment passes.

A vote came on Mrs. Leuci's motion to refer the article back to the Economic Development Committee.

Yeas: 16 Nays: 25 at 9:41 p.m.

Mrs. Leuci's recommendation does **NOT** pass.

**Article as voted:**

**Article 2.** Voted to petition the General Court of the Commonwealth of Massachusetts to authorize the Town of Saugus to issue two additional licenses for the sale of alcoholic beverages to be drunk on the premises under section 12 of said Chapter 138. The licenses shall be granted for economic development for restaurants with a minimum of at least 50 seats.

Yeas: 27 Nays 14 at 9:42 p.m.

**Article 2 passes as amended.**

Mr. Manoogian moves, as a courtesy to the Town Manager, Article 14.

Seconded at 9:44 p.m.

**Article as written:**

**Article 14.** To see if the Town will vote to adopt the following statement of principle, hereafter known as the Hallin Principle, and to designate the Southerly wall of the Saugus Town hall, on the landing between the first and second floors, as the permanent location of said statement and its display along with a photograph of Isabelle Louise Hallin. Beneath such photograph will be the dates 1912-2012 in recognition of her birth and of this action of the Saugus Town meeting.

**"May our actions within this Town Hall lead to greater wisdom and justice rather than sorrow and regret."**

The design, procurement, formatting, photo selection and placement of the statement will be under the supervision of the Town Manager's Office with assistance from the Friends of Saugus Town Hall.

Furthermore, the Town of Saugus may accept donations to pay for cost associated with procurement of materials necessary to implement the aforementioned. (Town Manager, as a Courtesy)

Mr. Manoogian made a slide show presentation explaining his reasoning for the article.

Mr. DiNardo spoke on the article

**Article as voted:**

**Article 14.** Voted to adopt the following statement of principle, hereafter known as the Hallin Principle, and to designate the Southerly wall of the Saugus Town hall, on the landing between the first and second floors, as the permanent location of said statement and its display along with a photograph of Isabelle Louise Hallin. Beneath such photograph will be the dates 1912-2012 in recognition of her birth and of this action of the Saugus Town meeting.

**"May our actions within this Town Hall lead to greater wisdom and justice rather than sorrow and regret."**

The design, procurement, formatting, photo selection and placement of the statement will be under the supervision of the Town Manager's Office with assistance from the Friends of Saugus Town Hall.

Furthermore, the Town of Saugus may accept donations to pay for cost associated with procurement of materials necessary to implement the aforementioned.

**Article 14 passes by unanimous voice vote at 10:08 p.m.**

Mr. Sweezey moves, as a courtesy to the Police Department, Article 15.

Seconded at 10:10 p.m.

**Article as written:**

**Article 15.** To see if the Town will vote to amend the Town of Saugus By-laws (602.12).

602.12 currently reads:

No person shall loiter, or habitually congregate in any schoolyard, park, playground or beach, between the hours of 10:00 p.m. and 8:00 a.m. unless the premises have been designated as a place of assembly by the persons in charge of such premises. Any person found loitering or habitually congregating in such an area, after the prescribed time, shall be considered a trespasser, and may be arrested without a warrant, by an officer authorized to serve criminal process.

The proposed changes would add specific language to include the new bike path and changing the prescribed time to sunset and sunrise. The amended wording would be as follows:

No person shall loiter, or habitually congregate in any schoolyard, park, playground, beach or bike/walking path, between sunset and sunrise unless the premises have been designated as a place of assembly by the persons in charge of such premises. Any person found loitering or habitually congregating in such an area, after the prescribed

time, shall be considered a trespasser, and may be arrested without a warrant, by an officer authorized to serve criminal process.  
(Saugus Police Department)

**Article as voted:**

**Article 15.** Voted to amend the Town of Saugus By-laws (602.12).

602.12 currently reads:

No person shall loiter, or habitually congregate in any schoolyard, park, playground or beach, between the hours of 10:00 p.m. and 8:00 a.m. unless the premises have been designated as a place of assembly by the persons in charge of such premises. Any person found loitering or habitually congregating in such an area, after the prescribed time, shall be considered a trespasser, and may be arrested without a warrant, by an officer authorized to serve criminal process.

The proposed changes would add specific language to include the new bike path and changing the prescribed time to sunset and sunrise. The amended wording would be as follows:

No person shall loiter, or habitually congregate in any schoolyard, park, playground, beach or bike/walking path, between sunset and sunrise unless the premises have been designated as a place of assembly by the persons in charge of such premises. Any person found loitering or habitually congregating in such an area, after the prescribed time, shall be considered a trespasser, and may be arrested without a warrant, by an officer authorized to serve criminal process.

**Article 15 passes by unanimous voice vote at 10:10 p.m.**

Mr. Sweezey moves, as a courtesy to the Police Department, Article 16.

Seconded at 10:11.5 p.m.

**Article as written:**

**Article 16.** To see if the Town will vote to amend the Town of Saugus By-laws (602.14).

602.14 currently reads:

No person shall consume alcoholic beverages on a sidewalk, public way, street, playground, park, schoolyard or beach, or on any town owned property without written approval of the Board of Selectmen and no person shall have in his, or her possession any alcoholic beverages where he, or she, is a trespasser.

The proposed change would be to add the new bike/walking path. The amended wording would be as follows:

No person shall consume alcoholic beverages on a sidewalk, public way, street, playground, park, schoolyard, beach or bike/walking path or on any town owned property without written approval of the Board of Selectmen and no person shall have in his, or her possession any alcoholic beverages where he, or she, is a trespasser.  
(Saugus Police Department)

**Article as voted:**

**Article 16.** Voted to amend the Town of Saugus By-laws (602.14).

602.14 currently reads:

No person shall consume alcoholic beverages on a sidewalk, public way, street, playground, park, schoolyard or beach, or on any town owned property without written approval of the Board of Selectmen and no person shall have in his, or her possession any alcoholic beverages where he, or she, is a trespasser.

The proposed change would be to add the new bike/walking path. The amended wording would be as follows:

No person shall consume alcoholic beverages on a sidewalk, public way, street, playground, park, schoolyard, beach or bike/walking path or on any town owned property without written approval of the Board of Selectmen and no person shall have in his, or her possession any alcoholic beverages where he, or she, is a trespasser.  
(Saugus Police Department)

**Article 16 passes by unanimous voice vote at 10:12 p.m.**

Mr. Sweezey moves, as a courtesy to the Police Department, Article 17.

Seconded at 10:12 p.m.

**Article as written:**

**Article 17.** To see if the Town will vote to amend the Town of Saugus By-laws (602.15).

602.15 currently reads:

Any person, or persons, who drives, operates, parks or leaves a motor vehicle on, or in, any schoolyard, park,

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playground or beach, other than authorized persons, shall be deemed a trespasser. Violators may be arrested without a warrant. Any vehicle used, or found in violation of this section may be towed at the expense of the owner and under the direction of the Police Department.

The proposed change would be to add the new bike/walking path. The amended wording would be as follows:

Any person, or persons, who drives, operates, parks or leaves a motor vehicle on, or in, any schoolyard, park, playground, beach or bike/walking path, other than authorized persons, shall be deemed a trespasser. Violators may be arrested without a warrant. Any vehicle used, or found in violation of this section may be towed at the expense of the owner and under the direction of the Police Department.  
(Saugus Police Department)

**Article as voted:**

**Article 17.** Voted to amend the Town of Saugus By-laws (602.15).

602.15 currently reads:

Any person, or persons, who drives, operates, parks or leaves a motor vehicle on, or in, any schoolyard, park, playground or beach, other than authorized persons, shall be deemed a trespasser. Violators may be arrested without a warrant. Any vehicle used, or found in violation of this section may be towed at the expense of the owner and under the direction of the Police Department.

The proposed change would be to add the new bike/walking path. The amended wording would be as follows:

Any person, or persons, who drives, operates, parks or leaves a motor vehicle on, or in, any schoolyard, park, playground, beach or bike/walking path, other than authorized persons, shall be deemed a trespasser. Violators may be arrested without a warrant. Any vehicle used, or found in violation of this section may be towed at the expense of the owner and under the direction of the Police Department.

**Article 17 passes by unanimous voice vote at 10:13 p.m.**

Mr. Rossetti makes a motion to adjourn sine die.

Seconded at 10:13.5 p.m.

Unanimous voice vote to adjourn Sine Die at 10:14 p.m.

Respectfully submitted,

Joanne D. Rappa  
Town Clerk