

# WINCHESTER FIRE DEPARTMENT

32 Mount Vernon Street Winchester, Massachusetts 01890 (781) 729-1801

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*Rick Tustin, Chief of Department*

## Public Safety Memorial

Since assuming the position of Fire Chief a goal of mine has been to establish a memorial to all public safety personnel in the Town of Winchester, Fire, Police and Emergency Dispatchers. This concept was discussed with Chief MacDonnell and he too enthusiastically agreed that this would be a great idea and addition to the Public Safety Complex.

Our School Resource Officer Sgt Dan Perenick and one of our senior Public Safety Dispatchers Paula Biagioni offered to assist in this endeavor. I must say that I am extremely happy to have these two outstanding individuals on this project. Their unwavering support is testament to their dedication to both community and to the public safety profession.

With this committee in place in June the Town Manager was approached with the concept to construct a memorial at the Public Safety Complex and we received her support as well.

Tonight we present this concept to the Board and seek further approval and support to make this goal a reality. The project is divided into three phases.

Phase one – design, cost estimates and approvals

Phase two – appropriation of funds, fundraising, purchasing

Phase three – installation and dedication

### Phase one

This phase is nearing completion. We issued a joint notice to all of the public safety personnel inviting them to share ideas, designs, etc. Figure 1 attached is the final conceptual design that we settled on.

The inscription on the bronze plaque will read:

“This memorial is dedicated to the brave men and women past, present, and future who selflessly protect and serve the Town of Winchester”

The main body of the memorial will feature the three generic badges of police, fire and dispatch and above each icon will be “duty” above police, “dedication” above dispatch and “honor” above fire. The actual date will be 2021.

Atop the memorial will be a chrome fire bell which the fire department will donate. Figures 2 through 7 further show design elements.

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We settled on a polished black monument with bronze plaque for the main inscription. Figure 8 is an example of what the polished black granite would look like.

#### Estimate of cost

Monument construction -	\$19,000.00
Miscellaneous (concrete for foundation, electrical lights, etc) -	\$1000.00

DPW Director Jay Gill has offered the assistance of his department thereby reducing any labor costs to install.

#### Phase two

In this phase we are looking to solicit donations from various organizations. We will be approaching the three public safety unions to request their support both financially and to ask them to reach out to their contacts for donations as well.

We have received advice from Town Counsel on fundraising efforts by the town. His response is in figure 9.

Our goal is to initiate fundraising immediately as the monument company requires 50% down to begin construction and then 50% upon completion. There is a lead time of 8-10 weeks from deposit to completion and the quarries do shut down for the winter so we are hoping to place order prior to that so the raw material can be obtained.

#### Phase three

As previously mentioned there is an 8-10 week lead time to actually construct the monument. With this in mind we are looking for a spring 2021 final installation and dedication ceremony.

Once installed and dedicated future observances will include brief acknowledgement during the Memorial Day ceremony and observances during Law enforcement week, Firefighter Memorial, 9/11 observance and other ceremonies as needed.

In closing it is our belief that this is a fitting memorial to all who have served and continue to serve this community.

Tonight we seek the Boards support of this project and request that if there are funds that can be contributed to initiate this project that the Board approve such an effort.

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*Rick Tustin, Chief of Department*



Respectfully,

A handwritten signature in blue ink, appearing to read 'Rick Tustin'. The signature is fluid and cursive, with the first name 'Rick' being more prominent.

Rick Tustin  
Chief of Department

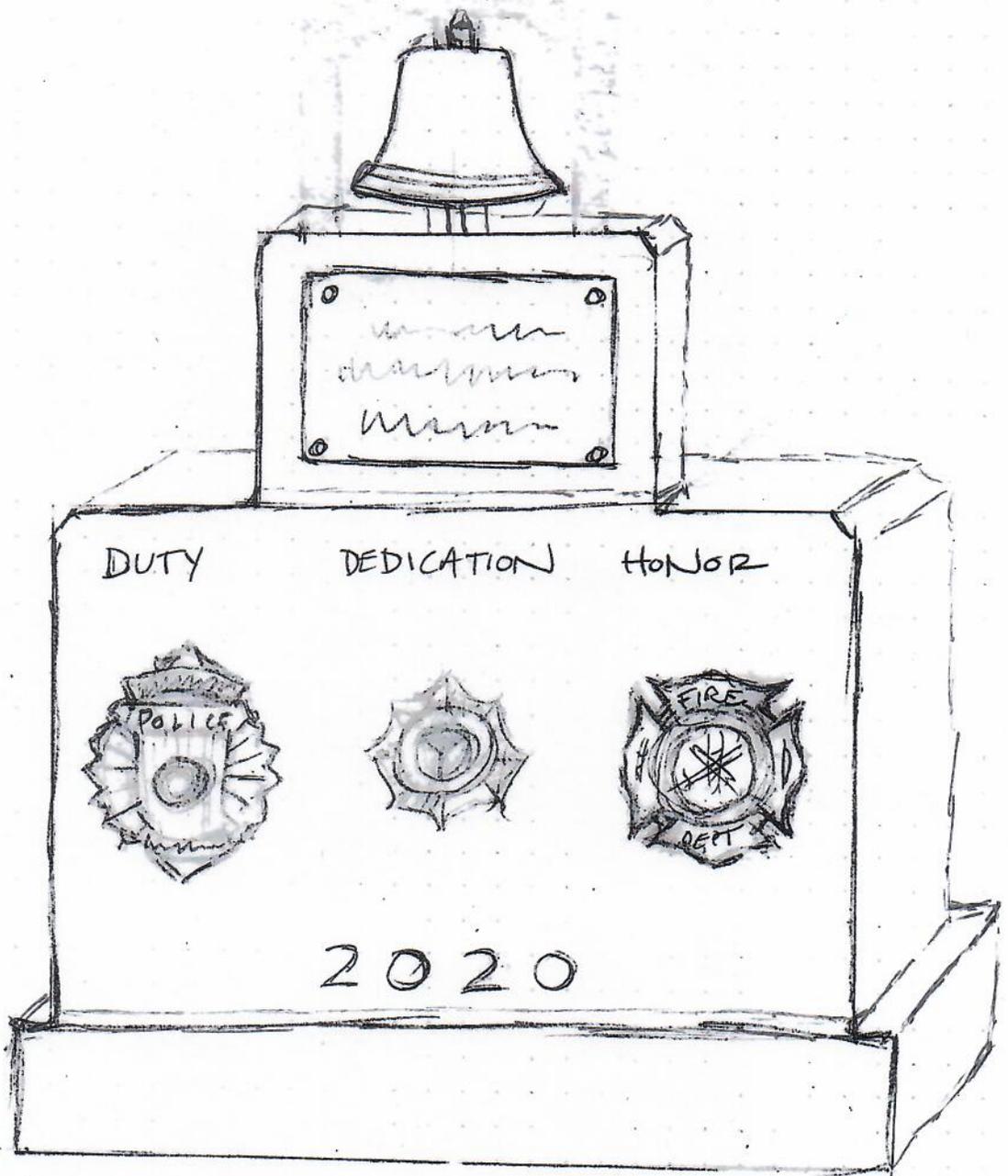


FIGURE 1

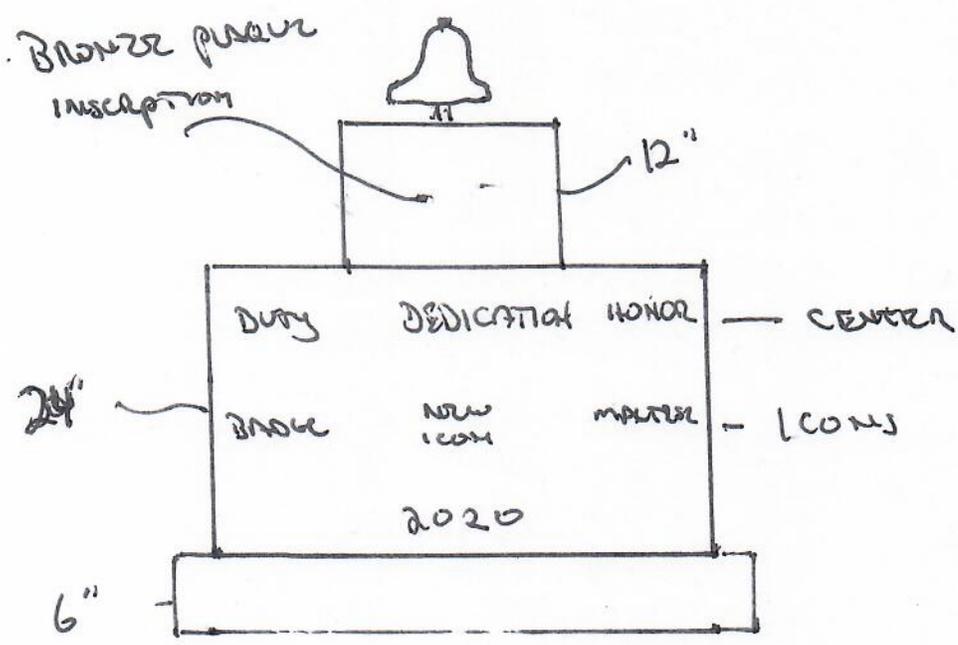


FIGURE 2

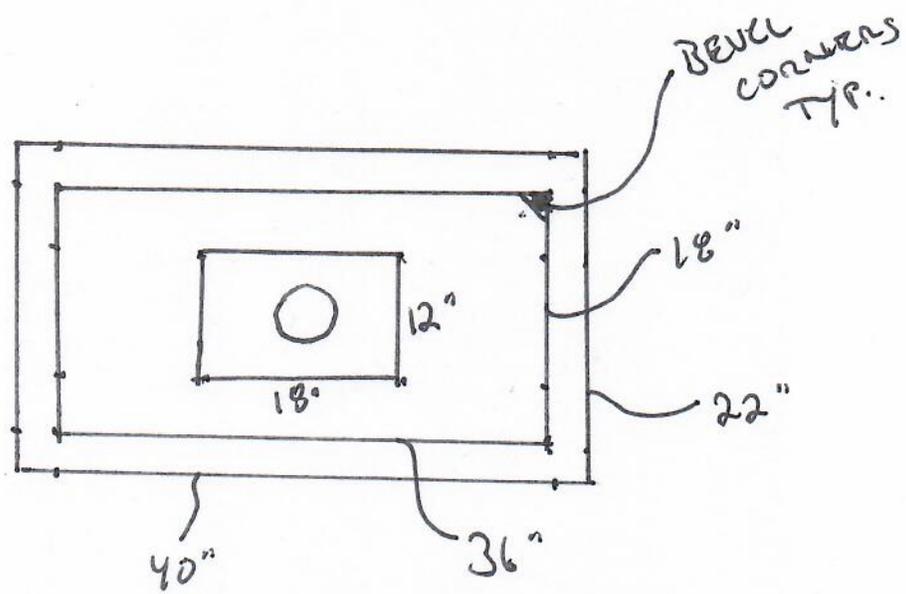


Figure 3



Figure 4



CHANGE  
TO  
GENERIC  
DEPT.

Figure 5



Figure 6

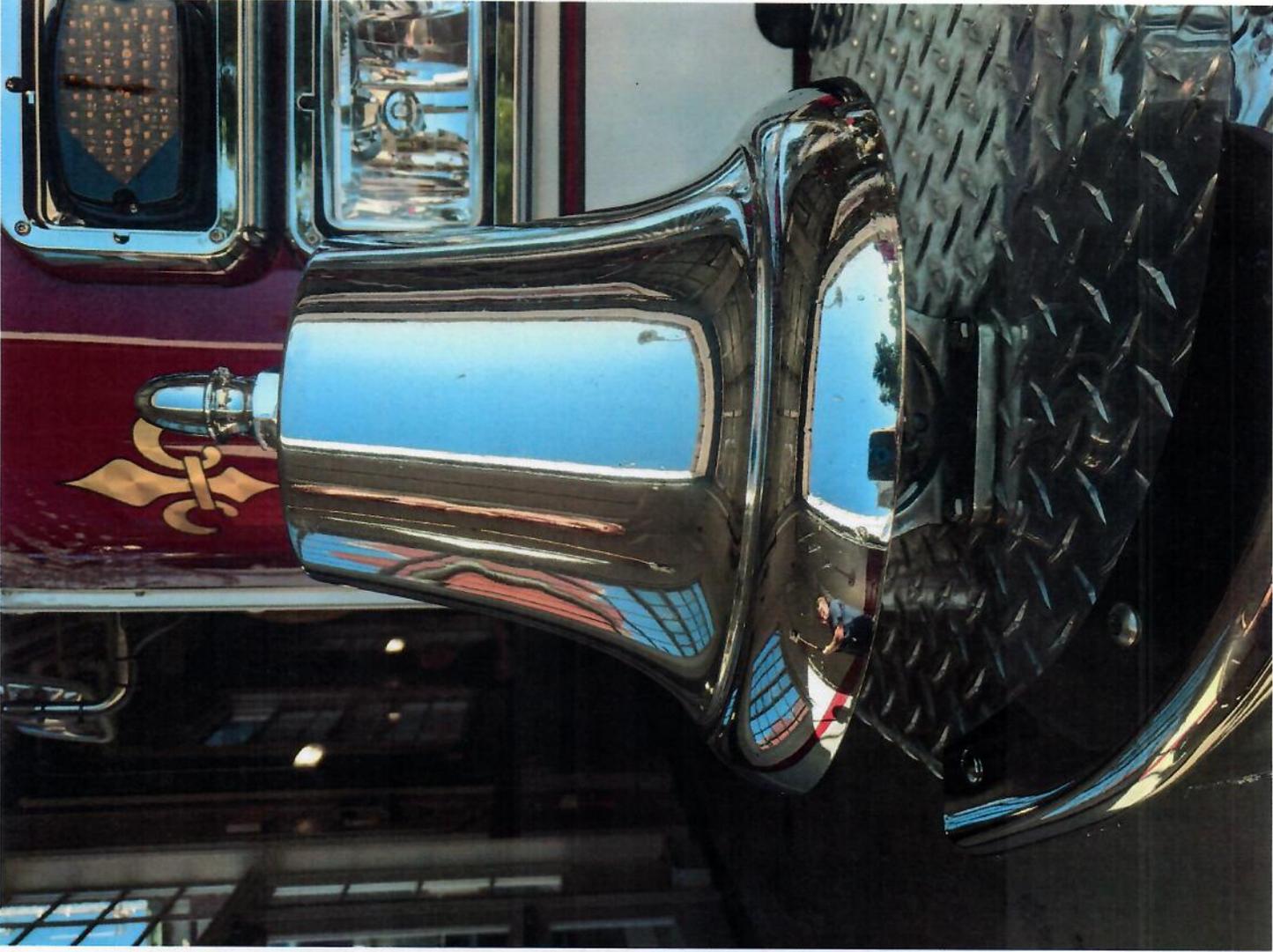


FIGURE 7



Officer John Gibbons III  
End of Watch  
May 4, 1999

Officer John Maguire  
End of Watch  
December 26, 2010

Dedicated In Memory Of  
Woburn Police Officers Who  
Gave The Ultimate Sacrifice

FIGURE 2

## Tustin, Rick

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**From:** Mina S. Makarious <mina@andersonkreiger.com>  
**Sent:** Thursday, June 25, 2020 4:29 PM  
**To:** Wong, Lisa; Tustin, Rick  
**Subject:** RE: public safety memorial

Lisa and Chief,

We recently wrote the basic summary of fundraising by government employees below for another client. Some of the guidance depends on whether the Memorial will be put up by the Town v. a separate non-profit. The fundamental point is to be very careful in avoiding any appearance that giving or not giving to the fundraising efforts might affect how the FD treats the person or business solicited. Generally speaking, I'd avoid soliciting from businesses that need fire safety inspections or permits directly (regardless of whether or not they already have approvals). In addition to our high level summary below, the State Ethics guidance available at <https://www.mass.gov/service-details/summary-of-state-ethics-commission-formal-opinion-ec-coi-12-1> is helpful.

Mina

### **Fundraising for Government Directly**

Fundraising directly for the Town or a Town entity is permissible. The employee MAY:

- Participate in Town matters that affect the organization
- Use public resources to fundraise.
- Reference their official position while fundraising.

In order to conduct such fundraising, the fundraising must comply with the following standards:

- It must comply with state statutes regarding how Towns accept donations.
- Persons or entities that may be directly and significantly affected by decisions of the Town should not be solicited.
- Employees must be careful not to pressure potential donors.
- The municipality and its employees must apply objective standards in all dealings with persons and entities who are solicited for a donation, and cannot favor those who give or disfavor those who do not.
- The municipal employee principally responsible for making solicitations must disclose publicly and in writing the names of those solicited, pursuant to G.L. c. 268A, § 23(b)(3).

### **Fundraising for Government-Related Purpose**

Fundraising for an organization, such as the Public Library, which serves a public purpose and is associated with the Town but is not a Town entity is permissible as long as the employee DOES NOT:

- Receive compensation from or represent the non-profit in any matter in which the Town has a direct and substantial interest.

- It is not sufficient for employees to recuse themselves from such matters, unless the employee has been designated as a special employee.
- Reference their official position while fundraising.

Employees fundraising for government-related purposes MAY:

- Use public resources to fundraise.
- Participate in Town matters that affect the organization.

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**From:** Wong, Lisa <lwong@winchester.us>

**Sent:** Thursday, June 25, 2020 11:15 AM

**To:** Tustin, Rick <rtustin@winchester.us>; Mina S. Makarious <mina@andersonkreiger.com>

**Subject:** Re: public safety memorial

Thank Chief,

Mina - any guidance on town employees ability to raise private funds for a firefighter memorial?

Lisa

Sent from my iPhone

On Jun 25, 2020, at 9:27 AM, Tustin, Rick <[rtustin@winchester.us](mailto:rtustin@winchester.us)> wrote:

Good morning Lisa,

I hope this finds you well.

I am equally excited to be doing something for public safety that has been long overdue for all of the members of Fire, Police and Dispatch that have dedicated their lives to keeping Winchester safe. I have attached the announcement that I am putting out to the departments.

I have Dan Perenick and Paula Biagioni assisting and my hope is to get a design done very quickly that will fit in the space we have in front of the station.

As for soliciting donations we will need some direction on the best way to do that within the constraints of any conflict of interest issues or town by-laws.

Please take a look and when you get back if we can meet to iron out any steps that need to be taken. Dan and I are planning on touching base on July 8<sup>th</sup> at 8am to see what feedback we received from the members of all three units.

Thanks

Rick

*Rick Justin*

Chief of Department

Winchester Fire Department

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Winchester, MA 01890  
Office 781-729-1802x205  
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<Public safety memorial monument.docx>

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