

## **MINUTES OF THE BOARD OF SELECTMEN MEETING**

August 12, 2013

Meeting held at Town Hall

**MEMBERS PRESENT:** Chairman Robert Snow, Vice Chairman Robert Merry, Clerk Joseph Perry, Jack Cook, David Petersen (Town Administrator Deborah Eagan, Assistant Town Administrator Amy Lydon)

**PUBLIC ATTENDEES:** Dan Folding - Light Department, William Freitag, Patricia Freitag, Jim Randolph, James Broderick - Fire Department, Clifford Whicher, Doug Mahoney, Richard Curran

### **CALL MEETING TO ORDER**

Chairman Robert Snow called the meeting to order at 7:01 p.m. He said the meeting is being video and audio taped.

### **PLEDGE OF ALLEGIANCE**

Dan Folding from the Light Department led the Pledge of Allegiance.

### **CHAIRMAN'S COMMENTS**

None.

### **MOMENT OF SILENCE**

Jack Cook asked for a moment of silence for two longtime Rowley residents, Catherine Dan and Dan Barrett, who recently passed away.

### **GENERAL BUSINESS**

#### **1. Discuss Council on Aging Board vacancy**

Chairman Snow read the following:

*Council on Aging Board Chair Mary Bright informed Debbie that Reverend Robert Hagopian did not seek re-appointment to the Council on Aging Board, due to his busy schedule. There is now an open seat on the board.*

*A notice of the vacancy has been posted since August 2, 2013 (COPY ATTACHED). Residents interested in serving on the Council on Aging need to submit a letter/resume to the Board of Selectmen by Monday, August 19, 2013.*

*The Council on Aging holds monthly meetings and oversees a wide variety of programs and services for the Town's elderly population.*

*The Selectmen need to set aside time during their Monday, August 26, 2013 meeting to interview the interested candidates. Additionally, we should invite COA Chair Mary Bright and other representatives of the COA Board to attend the August 26<sup>th</sup> meeting.*

Eagan said there are two interested individuals and we will forward the applications to the COA. She said the COA will invite the applicants to the Senior Center, and suggested that the Board of Selectmen interview the candidates on August 26, 2013 at 7:15 p.m. Snow asked that the interview slots be set up for five minutes per candidate.

### **7:05 – 7:15 p.m. CITIZEN QUERY**

There were no Citizen's queries.

### **GENERAL BUSINESS**

#### **2. Letter from Lorelee G. Graffeo re: land donation**

Chairman Snow read the following:

*Lorelee G. Graffeo has sent the Board of Selectmen a letter offering to donate a parcel of land at 347 Wethersfield Street. She has asked for the assessment of the property. The Assessors property record, which is attached, shows an assessed value of \$194,100.*

*The Treasurer/Collector has reported to Debbie that there is a lien on the property for outstanding taxes totaling \$8,610.96.*

*Mass. General Laws Chapter 60 Section 77C covers the process in which deeds can be accepted by municipalities in lieu of foreclosure, however, there can be no other liens on the property. Under the statute, town meeting would have to accept the property and it would be considered town land in the same manner as tax title foreclosed land.*

*Is the Board interested in accepting this land? Does the Board want Debbie to research this with Town Counsel?*

Merry said he looked into this donation this morning and 347 Wethersfield Street was originally part of Dodge Farm. He said the Town owns the lot beside it. He suggested that we check with Town Counsel to ensure compliance with Mass. General Laws Chapter 60 Section 77C. He said if the Town accepts the donation, there will be more frontage and possibly one lot can be made out of the two. Cook said it looks like there are wetlands around the property. Merry said this piece looks dry. Petersen asked who

owns the thirty three acres behind the lot. Merry said it was probably part of Dodge Farm, but he is not sure who owns it today, and it probably abuts the river. Petersen asked if it was offered to abutters. Snow said we need to check with Town Counsel first. Merry said we also need to clarify that only the Town has a lien on the property. Eagan said there is a cost to go through the tax title legal process that needs to be weighed against the amount of outstanding taxes on the lot. She said if tax title land is auctioned in the next six to eight months that the Town may be able to sell it with the adjacent lot.

Dave Petersen made a motion to seek Town Counsel's advice regarding handling this property through tax title versus receiving the land as a donation, Joseph Perry second, all in favor – aye (5-0).

3. Road Opening Permit request from National Grid to open 743 Haverhill St. for new gas service

Dave Petersen made a motion to sign the road opening permit (COPY ATTACHED), Jack Cook second, all in favor – aye (5-0).

The Selectmen signed the permit.

4. Road Opening Permit request from National Grid to open 15 Emily Lane for new gas service

Dave Petersen made a motion to sign the road opening permit (COPY ATTACHED), Jack Cook second, all in favor – aye (5-0).

The Selectmen signed the permit.

5. Road Opening Permit request from National Grid to open 57 Emily Lane for new gas service

Joseph Perry made a motion to sign the road opening permit (COPY ATTACHED), Jack Cook second, all in favor – aye (5-0).

The Selectmen signed the permit.

**7:15 p.m. APPOINTMENT –** Public Hearing - application submitted by RMLP and Verizon to re-locate Pole #1 on Independent Street

Bob Merry recused himself from this discussion because he is the Chairman of the Light Board. Bob Snow recused himself from this discussion because he is a member of the Light Board. Snow relinquished the Chairmanship to Clerk Joseph Perry. Merry and

Snow left the Selectmen's table at 7:17 p.m. and sat in the audience. Merry and Snow left the room at 7:19 p.m.

Perry read the legal notice into the record (COPY ATTACHED).

Joseph Perry called for a motion to open the public hearing. Jack Cook so moved, Dave Petersen second, all in favor – aye (3-0). Robert Snow - ABSENT Robert Merry - ABSENT

Light Manager Dan Folding said they would like to move this pole to the other side of the street in order for the Rowley Town Common project, which includes new light fixtures and a new sidewalk, to move forward. Perry asked if this would take one day to do. Folding said yes. Petersen asked Folding to ask Verizon regarding the excessive number of double poles in Town. He said the old poles haven't been removed, and in the past poles were not allowed to be relocated until the old pole was removed. Folding said this is a common problem throughout the state that is difficult to address. Folding said Verizon needs to transfer their wires to the new poles, and Verizon and Comcast are notified once RMLP's wires are moved. Folding said they have talked to legislators in the past and continue to complain. He said the legislators have proposed timeframes for Comcast and Verizon to move their wires in the past, but they aren't doing it. Petersen asked Folding to provide names and addresses for Comcast and Verizon so that citizens can know where to send complaints. Petersen said it is frustrating to see so many double poles on country roads in Town, and a public relations campaign may help. Folding said he will forward the contact information requested.

Joseph Perry called for a motion to close the public hearing. Jack Cook so moved, Dave Petersen second, all in favor – aye (3-0). Robert Snow - ABSENT Robert Merry - ABSENT

Jack Cook made a motion to approve the application submitted by RMLP and Verizon to re-locate Pole #1 on Independent Street, Dave Petersen second, all in favor – aye (3-0). Robert Snow - ABSENT Robert Merry - ABSENT

Petersen said the Light Department does an excellent job responding to residents' requests and thanked Folding and the employees. Folding thanked Petersen and said he will let the employees know.

The Selectmen signed the Petition for the pole relocation (COPY ATTACHED).

Merry and Snow returned to the room at 7:28 p.m.

## **MINUTES**

- April 1, 2013 (I)

Jack Cook made a motion to approve the minutes from April 1, 2013 (I), Joseph Perry second, all in favor – aye (3-0). David Petersen – ABSTAINED Bob Merry - ABSTAINED

- April 1, 2013 (II)

Jack Cook made a motion to approve the minutes from April 1, 2013 (II), Joseph Perry second, all in favor – aye (4-0). David Petersen – ABSTAINED

**7:30 p.m.** – Joint Meeting with the Board of Assessors to hear a presentation on payment in lieu of taxes agreements for proposal solar panel array

Chairman Snow read the following:

- 1) *Chairman Snow calls for a motion to open the joint meeting of the Board of Selectmen and the Board of Assessors by a roll call vote.*
- 2) *Jim Randolph of Capital Energy Partners LLC will give a presentation on a Payment In Lieu of Taxes (PILOT) program for the solar panel field that is being installed on the Country Garden property off Central Street. Mr. Randolph has provided the Board of Selectmen with a Harvard Law School report on PILOT programs for solar arrays; a copy of an unsigned PILOT agreement in the Town of Spencer; and a newspaper article on a PILOT program in Easthampton.*
- 3) *We have set aside 30 minutes on tonight's agenda to hear the presentation and to learn more about PILOT programs. Chairman Snow wants to make sure that the selectmen and assessors have an opportunity to ask Mr. Randolph questions, etc.*
- 4) *Chairman Snow would like both boards to take this under advisement and to continue researching the pros and cons of PILOT programs and to re-convene in a few weeks.*
- 5) *At the end of the joint meeting, Chairman Snow, will call for a motion to close the joint meeting by a roll call vote.*

Chairman Snow called for a motion to open the joint meeting of the Board of Selectmen and the Board of Assessors. Jack Cook so moved, Dave Petersen second, all in favor – roll call vote: Robert Merry – aye, David Petersen – aye, Robert Snow – aye, Jack Cook – aye Joseph Perry – aye, Bill DiMento - aye, Diane D'Angeli - aye, Donald Thurston - aye.

Jim Randolph of Capital Energy Partners said they are a pre-developer who identifies prospective sites, works with the utilities, landowners and civil engineers for towns, and they create a package to present to the investor. Randolph said they have a New Jersey based investor who has a solar arm called SunDurance Energy. He said SunDurance is a large dynamic company with eighty solar projects in Massachusetts.

Randolph said Capital Energy Partners has worked with municipalities on these solar projects and has received positive feedback. He said the hurdle they face is the tax

situation. He said these programs are new to municipalities and typically the regular tax rate is not cost effective to do the project. He said the PILOT program has been introduced to solve the tax situation, where a town is offered a payment based on the megawatts produced by the solar system. He said there are many factors that go into the formula for the payment to the town. He said their original offer to Rowley was \$6,000 for a one megawatt project. He said there are projects out there paying \$18,000 per megawatt, but on average they pay \$13,000. Randolph said they would like to offer \$12,000, but it can't be \$13,000 or \$15,000.

Randolph distributed the project overview handout (COPY ATTACHED). Randolph said the proposed project size is a 1.4 megawatt system and is expected to generate 1.7 million kilowatt hours annually. He said the estimated project cost is between 3.1 and 3.2 million dollars, and SunDurance is the project developer. He said at Rowley's tax rate of \$14.50 per \$1,000 in property value, the project would have an annual tax amount of \$45,000 which is not feasible. He said if they pay \$12,000 per year combined with the \$400 per year paid in taxes by the homeowner, in twenty years the revenue to the Town from this property will be \$320,000.

Petersen asked if the PILOT takes the place of all the taxes on the property. Randolph said the landowner still pays their taxes and they maintain ownership of the property. Randolph passed out a map of the proposed solar site (COPY ATTACHED). Petersen asked if the power generated from the solar site goes to the Rowley Municipal Lighting Plant. Randolph said the Town can negotiate a power purchase agreement for power generated from the site. Light Manager Dan Folding said they have been negotiating a power purchase agreement for about a year, and at a rate of six and one half cents, it can be blended into the power supply and not affect the rates.

Joseph Perry asked if the proposed site is expected to produce 1.4 megawatts. Folding said yes and said on an hourly basis, the town uses twelve megawatts during peak times and four to five megawatts during average times, so a 1.4 megawatt system would be about one quarter of the use of the Town. Randolph said this is a blip versus the consumption of the town. Petersen asked how long the negotiated rate is effective. Folding said for twenty years. Bill DiMento asked if this will benefit the town's taxpayers. Folding said this is a way for RMLP to add a green component to its power portfolio. Folding said the rate for wholesale power is four to five cents and initially we would be paying more for solar power, but the rate is locked for twenty years so over time, we may be paying less for it versus wholesale power. Snow asked if the summer time is the peak generation time. Randolph said yes, but power is still generated when the system is covered with six inches of snow. Merry said the real advantage to the light department is that this will help offset transmission and demand charges. Folding said the peak time for solar generation is from ten o'clock a.m. until twelve o'clock p.m. which matches the prime time that RMLP buys electricity.

Randolph said the number of developers in the State is a fraction of the number present a year ago. He said SunDurance knows the costs involved, does their own installations and won't bail on the project. Petersen said he has two domestic panels on his home

that heats 100% of his domestic hot water and he is impressed with what he gets out of it. Randolph said the manufacturer says the system will last for thirty-five years with a one half percent degradation annually.

Bill DiMento asked if the town's by-laws allow for PILOT programs. Merry said he is not sure if the Town can deny a site location. He said the Planning Board passed a by-law for site review and these are federal and state regulations and he doesn't think the town can stop the programs. DiMento asked how many other programs will be allowed in Town and where will they be allowed. Folding said Rowley has its own municipal lighting plant and a 1.4 megawatt system is the largest system available. Folding said you may see other residential or commercial applications, but not to this scale. Folding said this project hasn't gone to the ZBA or Planning Board yet and they need to get the financial piece nailed down first. DiMento said Randolph said SunDurance has eighty projects underway in Massachusetts, but the hand-out indicates that there are less than that underway in the State. Randolph said the hand-out is not up to date and SunDurance is taking over work of other installers who are under duress.

Snow said the Board will take this under advisement and review the pros and cons.

Bob Merry made a motion for both boards to take this information under advisement, continue researching the pros and cons and reconvene in a couple of weeks, Jack Cook second, all in favor – roll call vote: Robert Merry – aye, David Petersen – aye, Robert Snow – aye, Jack Cook – aye Joseph Perry – aye, Bill DiMento - aye, Diane D'Angeli - aye, Donald Thurston - aye.

Petersen asked Randolph for a timeframe for the project. Randolph said the sooner the decision the better because it is not official, but they have heard that projects started in the second stage will have lesser value. Folding said RMLP signed an agreement with SunDurance in the second stage so a decision in September would be ideal.

Snow said this will tentatively be put on the agenda for August 26, 2013.

Chairman Snow called for a motion to adjourn the joint meeting of the Board of Selectmen and the Board of Assessors. Jack Cook so moved, Joseph Perry second, all in favor – roll call vote: Robert Merry – aye, David Petersen – aye, Robert Snow – aye, Jack Cook – aye Joseph Perry – aye, Bill DiMento - aye, Diane D'Angeli - aye, Donald Thurston - aye.

Joint meeting adjourned at 8:06 p.m.

**8:00 p.m.–** Fire Chief James Broderick to discuss ladder truck

Chairman Snow said, "Fire Chief James Broderick has issued an addendum, dated August 8, 2013 to his original letter dated July 30, 2013 concerning the issues with the ladder truck. The chief outlines four options for the selectmen to consider."

Snow read the letter from Fire Chief Broderick dated August 8, 2013 (COPY ATTACHED).

Snow said he and Selectmen Perry and Merry saw a demo ladder truck at the Fire Station that was beautiful. He said a ladder truck is important to get water on top of a building, although it isn't used all the time. Broderick said he has done more research and the Smeal trucks normally sold are too tall and too long for the bay, and he doesn't know the cost yet. Broderick said the ultimate goal is to find a newer used truck, but they are not out there and the fire station provides challenges. Snow asked why the Town would choose a 100 foot ladder over a 60 foot ladder. Broderick said the reach of the ladder is important in addition to the height of the ladder. Broderick said no option outlined is great but we need to determine the best out of the options. He said the truck in South Carolina detailed in option #1 is not a wise investment in his opinion. Snow said we are limited by the building. Merry said the fire station building is an old grocery store from the mid 1800s. Petersen said the Board discussed the pump truck five years ago and had the same discussion of these issues. He said a Fire Station Committee was put together and the issue is the Town needs a new fire station. He said the Town will need a new pumper truck in a few years and the same issues will be faced. He said we need to look at building a new station or possibly parking the ladder truck off site. He said the fire station can move to the Highway Department and the Town can build a new Highway building. Cook said you are right. Petersen said the Town is facing a station crisis with both the Police and Fire stations, and the Board needs to fight for and present a plan to the taxpayers. Snow said we have to do something and the Fire Station Committee meetings will start up in the next couple of weeks. Broderick said the NFPA recommends retiring trucks after twenty-five years and the Town now has two trucks older than twenty-five years, and one that is mid-life. Petersen said including the cost to finance, the Town is looking at spending \$1.5 million dollars on apparatus alone and the fire station is a danger to the firemen and the Town. Snow agreed that both the fire and police stations are inadequate. Petersen said he believes the only option is to look into parking the ladder truck somewhere besides the fire station and not altering the fire station.

Cook said people need to realize that this issue has been going on for twelve to fifteen years and he would like to see a public safety building. Snow said we have to go back to the Fire Station Committee and move forward and look to build a public safety building. Perry said he doesn't think option number one or number four should be considered.

Jack Cook made a motion to ask the Fire Station Committee to look into a joint public safety building, Joseph Perry second, all in favor – aye (5-0). Eagan asked how this will fit in with the Board's request to the Police Chief to look into adding on to the current

police station. Petersen said we can look at two or three options and time is of the essence. Snow said interest rates are predicted to remain low until the end of 2015. Broderick said the Committee worked diligently but hit road block after road block. Snow said it is frustrating trying to find land for the project. Cook asked if there is room next to the Police Station for a Fire Station, he said there seems to be plenty of room there. Snow said we should explore options two and three further and asked Broderick to report back to the Board in September.

**8:15 p.m.–** Paul Boudreau and Steve Comley for an update on the proposed bicycle competition on the Comley property

Chairman Snow said, “Paul Boudreau called Debbie this afternoon and he told her that he would like to move this appointment to the August 26<sup>th</sup> meeting. He followed this up with an email. Please see attached email. There are still concerns and questions from the police and fire chief and the health services coordinator. Attached is the list of questions and concerns from these department heads. If the selectmen grant Mr. Boudreau’s request to re-schedule this discussion for August 26<sup>th</sup>, please note that Chief Broderick will be away and not able to attend.”

Petersen said this event and location are causing consternation amongst Town boards. He said the Town Planner provided a form to use for events like this and we should look at putting an application together for events like these. Eagan said we have a form that we use for requests to use the Town Common and we can modify it to include a broader range of activities such as road races. She said this event was initially presented as being held on private property only. Eagan said the request was sent to the Planner and Building Inspector for their review. Petersen said the process has been piecemeal and we don’t know if residents have been advised.

Dave Petersen made a motion to ask the Town Administrator to create a sample application for special events and bring it to the Board of Selectmen for review, Jack Cook second, all in favor – aye (5-0).

Snow said Boudreau can come in on August 26, 2013.

## **OLD BUSINESS**

1. Discuss report from town counsel regarding Planning Board memo on Market Basket permit changes

Chairman Snow read the following:

*Town Counsel has submitted the attached report in response to the Selectmen's request to have her review the Planning Board's June 24, 2013 letter concerning a decision to modify a special permit and site plan granted to Demoulas Market Basket.*

*For the past several months the Cedarwood Lane abutters to the Market Basket property have expressed concerns to the Board of Selectmen over the process that was being followed on changes to the buffer area between their backyards and the Market Basket store. The abutters met with the selectmen this past spring to address their concerns. The Selectmen sent a letter to the Planning Board on May 22, 2013 articulating the residents' concerns with the leveling of the wooded buffer areas between their backyards and Market Basket.*

*The residents filed another list of concerns with the Board of Selectmen on July 15, 2013. The residents, at this time, were questioning the process in which the Planning Board made its decision to amend the site plan and special permit. The abutters specifically asked about the legality of the June 24, 2013 letter from the Planning Board. There are questions on the documents and on other documents that were recorded, and the appeals period. No public hearings were held by the Planning Board prior to approving changes to the existing permit and plan, thereby denying the abutters the legal right to speak and be heard on their concerns.*

*Now we have Town Counsel report. The selectmen need to read this into the record.*

*After it is read into the record the Board needs to discuss the next steps.*

Snow read the memorandum from Brackett and Lucas and the Permit List (COPIES ATTACHED).

Dave Petersen stepped out of the room at 9:04 p.m. and returned at 9:06 p.m.

Merry said it sounds like this issue is a mess. Perry said the evaluation done by Town Counsel shows that there are issues that need to be dealt with and this is not a minor modification to a permit. Eagan said the Planning Board will receive a copy of this memorandum, after the Board of Selectmen reviews it tonight. Eagan said there are concerns that the title will be clouded due to items being re-recorded. She said the owner of the property should be notified that there may be cloudiness in the title. Petersen said this should be forwarded to the Planning Board with a request to notify the Board of Selectmen of the action they plan to take, rather than the Board of Selectmen sending it to Demoulas. Eagan said Town Counsel suggested that the Board of Selectmen give Demoulas a heads up and for the Planning Board to have a hearing. Merry said we should notify Demoulas' legal team and they may want to look into this since there may be an issue if they wish to transfer the property due to the

document re-recordings. Petersen said the legal issues are between Market Basket and the Planning Board.

Joseph Perry made a motion to notify Market Basket of the potential cloudiness of the title, Jack Cook second, all in favor – aye (5-0).

Joseph Perry made a motion to send the Town Counsel memo to the Planning Board and ask them to review it and in a timely manner let the Board of Selectmen know via a written report their planned course of action, Jack Cook second, all in favor – aye (5-0).

Dick Curran of Cedarwood Lane requested a copy of the memo from Town Counsel. He said the fence is about 85% done, the chain link fence is 100% done and the abutters do not want this to cause a delay in the progress. He said he agrees in principle with what is being done and the legal issues are between Market Basket and the Planning Board. He said the fence installed is a big improvement over what was done two years ago, and they can no longer see 80% of the building. He said if the process was followed properly four years ago, they would be all set, and they appreciate the Board of Selectmen's efforts. He said if the legal process had been followed, then the abutters would have had more clout during the relocation of the septic system. Snow said it goes back to being a good neighbor, and when we dug deeper legal problems were found. Curran said a new permit should document the process to fix damaged items, such as trees dying, and how they will handle maintenance issues.

Eagan said activity to fix the issues is underway, and the permit would memorialize the approval of the structures and the abutters' ability to attend hearings and voice their concerns. Curran said he will present to the Planning Board during the permitting process the abutters' concerns as presented to the Board of Selectmen at their July 15, 2013 meeting (COPY ATTACHED).

## **MINUTES**

- April 1, 2013 Executive Session

Joseph Perry made a motion to approve the minutes from April 1, 2013 Executive Session, Jack Cook second, all in favor – aye (4-0). David Petersen – ABSTAINED

- July 29, 2013

Joseph Perry made a motion to approve the minutes from July 29, 2013, Jack Cook second, all in favor – aye (5-0).

- July 29, 2013 Executive Session

Joseph Perry made a motion to approve the minutes from July 29, 2013 Executive Session, Jack Cook second, all in favor – aye (5-0).

## **NEW BUSINESS**

### **1. Discuss fall special town meeting date**

Chairman Snow said, "Debbie has checked with Town Meeting Moderator Joan Petersen and Town Clerk Susan Hazen regarding their availability for a fall special town meeting. They are both available on Monday, October 28 and Monday, November 4. Which date does the Board wish to set for the fall special town meeting?"

Petersen asked what is on the agenda to be discussed at the fall town meeting. Eagan said there are some zoning articles, transfers to fund fire and other union contracts and miscellaneous appropriation articles.

Jack Cook made a motion to set the fall special town meeting date for November 4, 2013, Joseph Perry second, all in favor – aye (5-0).

### **2. Letter from Essex County Greenbelt Association regarding sale of property**

Chairman Snow read the letter from Essex County Greenbelt Association regarding sale of property (COPY ATTACHED).

Merry said we have to have an informational session held in open meeting and if it goes further, then discussions can be held in executive session. Snow said executive session is used for union and employee contract negotiations and informational items are done in open session. Merry said the statute says executive session can only be used if discussing the issue in open session would be detrimental to the process. Snow said we cannot go into executive session and the Girl Scouts have not contacted the Board. Eagan said we can have an informational session, but there is nothing to negotiate yet. Petersen said we need general information first before we proceed into a discussion. Merry said we have no idea what the intention of the Girl Scouts is. Eagan said the Town can follow the model used for the Massachusetts Audubon Rough Meadows project. Petersen said a representative of the Girl Scouts is more than welcome to attend the meeting.

Joseph Perry made a motion to send a letter of response to the Essex Greenbelt Association, Jack Cook second, all in favor – aye (5-0).

## **ANNOUNCEMENTS**

- Rowley Food Pantry is in need of donations. The Food Pantry is open Tuesdays from 10:00 a.m. to 12:00 p.m. and Thursdays from 5:30 p.m. to 7:00 p.m.
- The Town has the following vacant seats: Council on Aging, Zoning Board of Appeals Associate 3 open seats; two fence viewer positions; and wood lumber bark inspector
- Battery recycling box located at the Town Hall and Library

Chairman Robert Snow called for a motion to go into Executive Session for the purpose of discussing strategy with respect to collective bargaining because an open meeting may have a detrimental effect on the bargaining position of the Town and to not return to open session. Jack Cook so moved, Joseph Perry second, all in favor – roll call vote: Robert Merry – aye, David Petersen – aye, Robert Snow – aye, Jack Cook – aye Joseph Perry – aye.

Open meeting adjourned at 9:56 p.m.

Respectfully submitted,  
Amy Lydon  
Assistant Town Administrator

ATTACHMENTS:

1. COA Vacancy Notice
2. Letter from Lorelee Graffeo dated August 1, 2013
3. Assessors map and property card for 347 Wethersfield Street
4. Mass. General Laws Chapter 60 Section 77C excerpt
5. Property tax bill and tax title account statement for 347 Wethersfield Street
6. Road Opening Permit request from National Grid to open 743 Haverhill St. for new gas service
7. Road Opening Permit request from National Grid to open 15 Emily Lane for new gas service
8. Road Opening Permit request from National Grid to open 57 Emily Lane for new gas service
9. Board of Selectmen legal notice regarding the relocation of pole #1
10. Rowley Municipal Lighting Plant Pole Petition
11. Taxation report for Solar PILOTS in Massachusetts done by the Environmental Law & Policy clinic at Harvard Law School
12. Project Overview from Capital Energy Partners
13. Map of proposed solar site
14. Letter from Fire Chief Broderick dated August 8, 2013
15. Letter from Fire Chief Broderick dated July 30, 2013
16. Email from Paul Boudreau dated August 12, 2013
17. Letter from Police and Fire Chiefs to Steve Comley
18. Email from Frank Marchegiani to Debbie Eagan dated August 9, 2013
19. Memorandum from Brackett & Lucas dated August 5, 2013
20. Permit list and copy of permits
21. Cedarwood Lane abutters' concerns as presented to the Board of Selectmen at their July 15, 2013 meeting
22. Letter from Essex County Greenbelt Association regarding sale of property dated August 9, 2013