

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

August 26, 2019

Meeting held at Town Hall, 139 Main Street, Rowley, MA

7:00 p.m.

**MEMBERS PRESENT:** Chairman Cliff Pierce; Vice Chairman Joseph Perry; Clerk Robert Snow; David Petersen, Deana M.P. Ziev (Town Administrator Deborah Eagan, Assistant Town Administrator Amy Lydon)

**PUBLIC ATTENDEES:** Brent Baeslack – Conservation Agent; Lawrence White – FINCOM; Larry Berger – Pinck & Co.; James Broderick – Fire Chief; Bernie Cullen – 283 Wethersfield St.

### **CALL MEETING TO ORDER**

Chairman Pierce called the meeting to order at 7:00 p.m.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

**7:00 p.m. APPOINTMENT** Conservation Agent Brent Baeslack to discuss signing deed for Parcel L on Saunders Lane to become protected open space

Conservation Agent Brent Baeslack said that Parcel L has been municipally owned for a while and was a tax title taking. He said initially the parcel was thought to have an active recreational use, but after researching it, it is small, pie shaped, and allows access to other open space land through it, but there is a lot of ledge in the area. He said since it isn't suitable for active recreation, the Conservation Commission has requested that it be designated as open space for passive recreation. He said the townspeople unanimously voted to transfer this land to the care and custody of the Conservation Commission at the last Town Meeting. He said tonight he is requesting that the Board of Selectmen sign the deed that he has worked on with Town Counsel, which he will then record to accomplish the transfer. Snow said this parcel of land is directly across the street from his home.

Joe Perry made a motion to sign the deed for Parcel L on Saunders Lane, Bob Snow second, all in favor – aye (5-0).

The Selectmen signed the deed and Baeslack notarized their signatures.

### **7:05 to 7:10 p.m. PUBLIC COMMENT**

There were no public comments.

## **GENERAL BUSINESS**

1. Letter from Barbara Flood regarding Rowley Cemetery

Chairman Pierce read the letter. Petersen said Matt Nadeau the new Cemetery Supervisor is doing an outstanding job. He said with all the rain this season, the Cemetery grass is still green, and it needs more cutting and trimming than it normally does. He said extra help has been hired and they are doing a great job. He thanked all those in Town who support the Cemetery. Perry said he met Matt, he is doing a great job, and he has also trimmed trees. Petersen said Matt has quickly caught onto the card system they use for the grave markers, he has blended right in and they are very happy.

2. Letter from Janet Peabody expressing an interest to serve on the Rowley Cultural Council

Chairman Pierce read the following:

*Janet Peabody has expressed an interest in serving on the Rowley Cultural Council. There are several vacancies on the Council.*

*Attached is her letter of interest and resume for the Board's consideration.*

Bob Snow made a motion to appoint Janet Peabody to the Rowley Cultural Council, Dave Petersen second, all in favor – aye (4-0). Deana Ziev - RECUSED

## **NEW BUSINESS**

1. Request from Crown Castle to approve the modification of T. Mobil's equipment at the cell tower at 124 Haverhill Street

Chairman Pierce read the following:

*Town Planner Kirk Baker has informed Debbie that the proposal presented by Crown Castle is exempt from Site Plan Review because there will be no dimensional changes to the tower or to the expansion of the ground-level area. Crown Castle has informed Debbie that they do not anticipate bringing heavy equipment up to the site to do this work, but if there is any damage to the roadway, they will have the roadway repaired.*

*The Board needs to vote to authorize Chairman Pierce to sign the approval.*

Joe Perry made a motion to authorize Chairman Pierce to sign the approval, Bob Snow second, all in favor – aye (5-0).

2. Set meeting schedule for September, October, November, and December

Chairman Pierce said the proposed schedule is for meetings on every Monday between now and the end of the year except for Labor Day, Columbus Day, Veterans Day, December 2, 2019 and December 30, 2019.

Bob Snow made a motion to approve the meeting schedule as presented, Deana Ziev second, all in favor – aye (5-0).

**7:15 p.m. APPOINTMENT** - Fire Chief James Broderick to discuss purchase of new pumper truck

Chairman Pierce read the following:

*The pumper truck is being purchased through a combination of an appropriation and borrowing totaling \$600,000, pursuant to the approval of Article 27 of the May 6, 2019 ATM, a copy of which is attached.*

*Chief Broderick has obtained a quote from Greenwood Emergency Vehicles of \$591,283.10 for an E-One Typhoon Rescue Pumper. The purchase will be done through a cooperative purchase contract between the Metropolitan Planning Commission (MAPC) and Greenwood. In his cover letter, Chief Broderick alerts the Board to a pre-payment option offered by Greenwood Emergency Vehicles, which provides for a \$14,782.02 discount off the price of the vehicle. Debbie is recommending the Board approve this option. She has discussed this with Treasurer/Collector Karen Summit who also agrees that this is the best option. The Town has the funds to make the full payment pending the borrowing.*

*The Board will need to vote to approve the purchase under the MAPC cooperative contract. If the Board agrees to Option 1 – prepayment, that must be included in the motion and vote or must be made through another motion and vote.*

*Also attached in the packet is the cover letter from Chief Broderick with Enclosures numbered 1 – 4 and the E-One Typhoon 4X2 Chassis diagrams (2 diagrams showing both sides of the chassis).*

Petersen said there has been discussion in the community claiming that the Board of Selectmen and the Fire Chief snuck this purchase through. He said they are replacing a 1987 pumper truck that costs thousands of dollars per year to maintain. He said the Board of Selectmen and the Finance Committee discussed this on multiple occasions, and the purchase of this pumper truck was approved at the last Town Meeting. He said all households in Town received a copy of the Town Meeting warrant. He said everything around this purchase has been above board. Snow said the current pumper truck is 32 years old and has a number of issues that would cost the Town money to fix. Broderick said the pumper truck was rebuilt in 1997 which bought more time, but it has failed emissions tests and should have been retired six years ago. Perry said he made the motion for this warrant article at Town Meeting, and normally we get 20 to 25 years of service from the fire trucks. Broderick said once the pumper truck is replaced, Engine 2, which is a 2002 model year, will be the oldest vehicle in the Fire fleet, and the

town will have breathing room for five to six years. Pierce said the Town has the money for this purchase and is not looking for an override for this. Broderick said this pumper truck is a newer version of engine one, and once purchased the entire fleet will be the same brand. He said it has many new features including a separate compartment for turnout gear. He said this will help keep the firefighters clean and healthy since they won't ride in the cabin with the carcinogens from a fire on their gear. He said the toxins from fires permeates into the clothing worn by firefighters and may permeate into their skin causing cancer.

Joe Perry made a motion to approve the purchase of the pumper truck under the MAPC cooperative contract, including Option 1 – prepayment, Deana Ziev second, all in favor – aye (5-0).

### **OLD BUSINESS**

#### **1. Update on Pine Grove School Project**

Perry said the completion date for this project was last Friday, August 23, and they didn't quite make this date. He said most of the work has been completed, the teachers started moving in on Saturday, and have meetings tomorrow. Larry Berger said the final pavement coat is being put down on Thursday and Friday of this week, and the stripping will be done on Saturday. He said they are still finishing the leaching field for the septic system. He said they met substantial completion for the project, but the project hasn't been completed. He said there are several items on the exterior that they are still working on, but the HVAC and plumbing is functional, the roof is set and the IT is being installed. He said all of the new curbing is in.

Perry said the ribbon cutting will be held on Saturday October 5<sup>th</sup> at 1:00, not on October 3<sup>rd</sup> as he previously announced.

Chairman Pierce read the following:

#### *Additional Services Request*

*Larry Berger will discuss another request for additional services in the amount of \$7,187.02 relating to the mold hygienist. The funds will come from the Soft Cost Contingency. The Board of Selectmen will need to vote to approve this expenditure.*

Berger said the hygienist is the Supervisor of all hazardous waste for the project, including asbestos and mercury, and these additional services are exclusive of the mold. He said the hygienist was contracted with a not to exceed amount, but in the end the \$64,000 contract was exceeded. He said this will be paid to the architect's contract from the soft cost contingency.

Joe Perry made a motion to approve the Additional Services Request of \$7,187.02, Dave Petersen second, all in favor – aye (5-0).

Berger gave Eagan the document that Joe Perry needs to sign.

2. Update on the Fire Station and Police Station Project

Petersen said they met last week with the consultant for the landscaping, as there are a few dead bushes and the grass needs to be re-seeded. He said the project manager Jason Sperry has been very responsive when called about the small issues that have come up. He said the Committee should be disbanded as of October 15, 2019 since it is no longer needed.

Dave Petersen made a motion to disband the Public Safety Committee as of October 15, 2019, Joe Perry second, all in favor – aye (5-0).

3. Approve extension of Mayer Tree Service, Inc. contract

Chairman Pierce read the following:

*Mayer Tree Service was issued a contract for tree trimming, removal, and emergency services in 2018. The contract includes the provision that the Town can extend the contract for two additional one year terms if found to be in the best interest of the Town. Tree Warden Pat Snow is recommending that the contract be extended. This will be the first extension.*

*To extend the contract, the Board will need to vote to approve the extension and authorize Chairman Pierce to sign the contract.*

Petersen said Town Meeting appropriated \$100,000 to continue cutting the dead trees, and hopefully this amount will get most of the Town done. He said there are many public dead trees along Dodge Road, Wethersfield Street and Newbury Road. He said the Light Department has been helping to cut down the dead trees as well.

Dave Petersen made a motion to approve the contract extension with Mayer Tree Service, Inc. and to authorize Chairman Pierce to sign the extension, Bob Snow second, all in favor – aye (5-0).

**MINUTES**

- July 29, 2019

Bob Snow made a motion to approve the minutes of July 29, 2019, Joe Perry second, all in favor – aye (5-0).

- August 12, 2019

Bob Snow made a motion to approve the minutes of August 12, 2019, Deana Ziev second, all in favor – aye (5-0).

## **ANNOUNCEMENTS**

Chairman Pierce read the attached announcement about mosquitos from Board of Health Chairman Charles Costello.

- Vacancies:
  - 1) Planning Board Associate Member;
  - 2) Two vacancies on the Conservation Commission;
  - 3) One vacancy on the Zoning Board of Appeals Associate seat; and
  - 4) Several vacancies on the Rowley Cultural CouncilInterested residents should send a letter of interest to the Board of Selectmen or call the Selectmen's Office at 948-2372.

## **ADJOURN**

Chairman Pierce called for a motion to adjourn. Bob Snow so moved, Deana Ziev second, all in favor - aye (5-0).

Meeting adjourned at 7:32 p.m.

Respectfully submitted,  
Amy Lydon  
Assistant Town Administrator

## **ATTACHMENTS:**

1. Memo from Board of Health Chairman Charles Costello regarding mosquitos
2. Email from Brent Baeslack regarding Request to sign deed for transference of Saunders Lane Parcel "L" to protect open space
3. Signed Deed for Parcel L on Saunders Lane
4. Map of Map 17, Parcel 36, Lot 26 Tax title taking
5. Aerial photo of Parcel L on Saunders Lane
6. Certified vote of Article 24 of the May 6, 2019 Special Town Meeting regarding Parcel L on Saunders Lane
7. Typed letter from Barbara Flood regarding Rowley Cemetery
8. Hand-written letter from Barbara Flood regarding Rowley Cemetery
9. Meeting memo regarding General Business #2: Letter from Janet Peabody expressing an interest to serve on the Rowley Cultural Council
10. Email from Janet Peabody regarding Cultural Council, including attached cover letter and resume
11. Meeting memo regarding New Business #1: Request from Crown Castle to approve the modification of T. Mobil's equipment at the cell tower at 124 Haverhill Street
12. Email from Town Planner Kirk Baker regarding tower at 124 Haverhill Street
13. Signed approval to modify T. Mobil's equipment at the cell tower at 124 Haverhill Street

14. Structural analysis report dated July 10, 2019 for the cell tower at 124 Haverhill Street
15. Plan page T-1 for cell tower at 124 Haverhill Street
16. Plan page C-1 for cell tower at 124 Haverhill Street
17. Plan page S-1 for cell tower at 124 Haverhill Street
18. Email from Zachary Plummer regarding tower at 124 Haverhill Street
19. Meeting memo regarding New Business #2: Set meeting schedule for September, October, November, and December
20. Meeting memo regarding 7:15 p.m. Appointment: Fire Chief James Broderick to discuss purchase of new pumper truck
21. Article 27 from May 6, 2019 Annual Town Meeting Warrant
22. Letter from Fire Chief James Broderick regarding Price for New Pumper Truck, including enclosures
23. Pumper truck Chassis diagrams
24. Meeting memo regarding Old Business #1: Update on Pine Grove School Project
25. Meeting memo regarding Old Business #2: Update on the Fire Station and Police Station Project
26. Meeting memo regarding Old Business #3: Approve extension of Mayer Tree Service, Inc. contract
27. Signed contract with Mayer Tree Service, Inc.
28. Draft July 29, 2019 minutes
29. Draft August 12, 2019 minutes