



**BOARD OF SELECTMEN  
AGENDA**

**January 19, 2010**

**6:15 P.M - Call meeting to order**

**Approve Minutes:** January 4, 2010

**Approve Warrants:**

PW # 10-28	\$117,823.60
DW #10-26A	\$ 18,897.86
BW #10-29	\$804,476.35

**NEEDS ATTENTION**

1. Please vote to renew the following Class II Car Dealer Licenses for 2010: #10-01-Greenwood Auto Body; #10-02-Price-Rite Automotive; #10-03-Auto Repairs Etc.; and #10-04-G&F Auto Repair. I have not received any complaints about any of these license holders.
2. The Regional Agreement Task Force would like a list of any specific items you would like to see addressed by that group. See email from Tracy Blais to Greg in your folders.
3. See attached request for adding a street light to pole #VZ-38 in front of 96 Seven Star Road. Please vote to approve sending to Light Commissioners for their final determination.
4. Please sign Eagle Scout Certificate of Recognition for Colby Alexander Hurd on table.
5. Teamsters is requesting meetings to begin negotiations for Highway Department Contract renewal. Does the Board wish to meet with Peters for negotiating, or do you wish Greg and I to represent you as in past years (you've had Greg & I, and Selectman Gorski has participated in the past). Please advise so I can notify Peters. I will ask him to send his proposal for your initial comments prior to any meetings being set up.
6. Fire Chief Clement requests appointment of Bryan Rose, probationary status through June 30, 2010.

**AGENDA APPOINTMENTS**

**6:20 P.M. – Michael Cattan & Road Commissioner regarding snow plowing**

**6:45 P.M.- James Manganiello and his attorney regarding issues presented in the power point presentation you have received relative to Johnson Pond area. Road Commissioner asked to be present.**

**Next Meeting: Monday, February 1, 2009 @ 6:15 P.M.**

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Meeting called to order at 6:15 P.M. at Town Hall.

**Present** Elizabeth A. Gorski, Donald N. Greaney, and Chairman William H. Darke.

**Approval of Minutes**

Moved Gorski, seconded Greaney, and it was unanimously

**VOTED:** To approve the Minutes of the meeting of January 4, 2010, as presented.

**Approval of Warrants**

Moved Greaney, seconded Darke, and it was

**VOTED:** To approve Payroll Warrant #10-28.  
GREANEY, DARKE – “AYE”; GORSKI – “ABSTAIN”

Moved Gorski, seconded Greaney, and it was

**VOTED:** To approve weekly Warrants #BW10-29 and #DW10-26A.

**2010 Class II License Renewal**

Upon motion duly made by Gorski, seconded by Greaney, it was unanimously

**VOTED:** To approve the following Class II License Renewals for 2010:  
#10-01 – Greenwood Auto Body; #10-02-Price-Rite Auto Repairs;  
#10-03-Auto Repairs, Etc. and #10-04-G&F Auto Repair.

**Request for Street Light-Seven Star Road**

Selectmen reviewed a letter received from a resident of Seven Star Road requesting that a street light be installed at pole #VZ-38. Selectmen approved the request being forwarded to the Electric Light Commissioners for review and final determination.

**Eagle Scout Recognition**

The Board signed a Certificate of Achievement for Colby Alexander Hurd in recognition of him attaining the rank of Eagle Scout. Colby will be honored at a ceremony on March 14, 2010.

**Teamsters-Highway Contract Renewal**

The Selectmen reviewed the letter received from Teamsters Business Agent James Peters requesting a meeting to negotiate contract renewal of the Groveland Highway Department. The Board named their Administrative Assistant, Finance Director, and Selectman Elizabeth Gorski to the negotiating team and asked their Assistant to schedule dates with Peters once he provides the Board with the union's Proposed Changes so that they can prepare the town's initial counter offer.

**Fire fighter appointment**

Chief John Clement requested the Board appoint Bryan Rose, Parker Road, Groveland to serve as a call firefighter, said appointment effective immediately on probationary status through June 30, 2010. Upon motion duly made by Gorski, seconded by Greaney, it was unanimously

**VOTED:** To appoint Bryan Rose to serve as a call firefighter, on probationary status, said appointment effective immediately through June 30, 2010.

**Plowing complaints**

Michael Callan, resident of Salem Street, returned to the Selectmen's meeting with additional pictures and three other residents. Callan told the Board that the pictures are from the very first storm and those thereafter, and the number of mailboxes now totals 90. Callan stated he did not want to be at the meeting but feels it is necessary that something be done to stop the town plows (newest truck) from destroying everyone's mailbox. Callan told the board he feels it is a hardship to many people, especially the elderly who receive medicine and other time sensitive mail. Callan stated he does not want to replace his mailbox each year; that the plowers are driving too fast and need to slow down. Resident Caskie stated her box was hit and knocked eight feet from her property. The parties did state that they noticed today the trucks were traveling at a slower speed.

Road Commissioner Arakelian was present and stated he would talk to the plowers again. He also explained that the post office has required specifications for placement of boxes that they suggest the property owners should follow. Dorna suggested that the standards should be mailed to all households (maybe with the tax bills). Selectmen all agreed that the standards should be mailed and that residents should follow them. Selectman Gorski said she felt confident that the Road Commission will have the necessary conversation with his men. Darke agreed and said that the residents should return in 2 or 4 weeks and let the board know if they see changes..

**Complaints-Johnson Pond & 2 Center Street**

Dr. James Manganiello and his attorney, Jeff Roelofs met with the board regarding improper culvert maintenance, Road Commissioner Arakelian's refusal to maintain No Parking signs that have been removed on lower Center Street, the vehicles parking on

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Center Street and his concern that they are leaking oil and gasoline which will run off into the pond, public dumping of rubbish in that area that is not cleaned up by the town, and public drinking that goes on at the site. Manganiello expressed his fear of the situation for himself and his family.

Also attending the meeting were Conservation members Dempsey, Benanti and Keene, Road Commissioner Arakelian, seven or eight lower Center Street residents who all stated they have lived on their street for many years and have not had problems, and a couple other town residents that stated they have enjoyed using the pond over the years.

Manganiello told the Board that experts have told him that Arakelian is not properly maintaining the culverts; that the beavers are not the problem; that the fencing he has at the large culvert is useless; that the culverts need to be cleaned regularly. Arakelian responded that the beavers have been a problem for the last 2 or 3 years. He told the Board that the area and roadway always flooded over and it's because of all the water that comes down from Chadwick Pond and that there is a Haverhill dam that someone breaks. Arakelian told the Board that he plans to change the screening to something other than the fencing they have been using. Darke asked how often the culvert is cleaned and Manganiello suggested eight times a year would work. Arakelian responded that his men cleaned it 18 times last year. Attorney Jeffrey Roelofs told the Board that this is a matter they are trying to avoid escalating to a formal procedure and suggested that the conservation commission should be involved with culvert changes. Darke told Manganiello the town will look to see if the culvert can be made better. Attorney Roelofs stated there has been damage to his client's property and the abutting environmental area; that trees have been damaged and that State and local wetlands law says that the area needs to be properly maintained.

Arakelian responded that the pipe that was there for 50 years was a 12" pipe and that when the town rebuilt the area road way a box culvert replaced the small pipe. Arakelian again stated he would make a better screen for in front of the culvert; that the highway department does not have the men nor the money for dredging on private property for to install a beaver deceiver that won't work; that they would still have to trap beavers; that the beavers will still cut down trees and that his department spent considerable money at that site trapping beavers 3 times this past year. Manganiello again stated the large culvert is often blocked and again mentioned people who come and drink and dump on his private property; that the road narrows in that area to 15' and there is constant chronic speeding and driving drunk. Manganiello stated the speed should be reduced and the new limit enforced by the police. Arakelian told the Board he believes public hearings will be needed to change the speed limit in that area and it may not be approved. He also stated he believes that all the parking signs he put up before are illegal and could not be enforced; that he agreed to put them up that once when Bob Ward from Haverhill asked him to, but he never had any agreement with Ward that he would maintain them or continue to put up more as they are taken down.

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Arakelian told the Board that he feels Manganiello is not keeping his word; that he's trying to get all activity at the pond moved away from his property where boaters have always had access and move it up to Veasey Park. Chairman Darke responded that we are not shifting everything to Veasey Park.

Selectman Gorski told those present that last weekend there was ice fishing taking place at the pond and she had 25 cars or so parked in front of her house on the side of the pond; that there is always rubbish left around and that all the neighbors along the pond all clean it up; that all the people that live along the pond have used the pond and enjoy it whether it be for fishing, skating, whatever. Manganiello stated that Veasey would be ideal for the vehicles and boat launching. Gorski responded that the people park on the roads and that we all have to co-exist. Darke agreed and said there will always be use of the pond from all areas. Attorney Roelofs commented that it sounds like they (Selectmen) are not going to get rid of the parking the scout made. He also stated that he would like a Selectman involved in future discussions to see that we are doing all that we need to do to remedy the problem; that a lot of coordination needs to happen with Conservation, the Selectmen and Highway Department. Attorney Roelofs said Manganiello is concerned with parking on the narrow part of the road and the probability of a spill of gasoline.

At approximately 7:15 p.m. Chairman Darke excused himself from the remainder of the discussion due to having a previous appointment at 7:30 p.m. and turned the meeting over to his fellow board members.

Attorney Roelofs stated that the town has an obligation to protect the pond; that it needs better maintenance of culverts and that the Conservation Commission needs to be involved; that someone needs to be committed to replace signs when they are torn down and culverts cleaned when blocked.

Sgt. Dwight McDonald was present and stated that the police department has received many calls from Dr. Manganiello over the years and that the men have responded to the calls; that he has told Dr. Manganiello that each shift has two cars on and they both do daily patrols on that end of Center Street; that there have been over 6,000 patrols recorded at that end of Center Street since 2004 and if there have been issues there they are taken care of. McDonald stated that he has not seen any law that the boat launch area is illegal and that his department cannot enforce without a law to point to.

McDonald also reported that since 1994 there have been five accidents in that area and four of the five were due to winter road conditions. McDonald stated his department has not seen the issues that are being reported.

Dr. Manganiello told those present he has genuine concerns with what goes on in the area; that there's dumping and there is a lot of drinking there. Manganiello again stated he has fears for his family.

Attorney Roelofs stated that there has been historical use at that area of town that needs to be changed; that there will need to be a lot of signs now, and as the people become aware of the areas that parking is prohibited then the number of signs can be lowered; and if a public hearing is needed to erect No Parking signs and the number of signs to be erected, then the process should be started now. Roelofs suggested the Selectmen and Conservation should meet together in the future to deal with the culverts. Selectmen and Conservation suggested they would work together to initiate the right process for addressing some of the concerns presented this evening.

The Selectmen thanked everyone for attending the meeting

**Adjournment**

There being no further business to come before the Board, moved Gorski, seconded Greaney, and it was

**VOTED:** To adjourn.  
Adjourned at 8:12 P.M.

Respectfully submitted,

Nancy Lewandowski  
Administrative Assistant