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**Board of Selectmen - Regular Meeting**  
**Minutes of October 5, 2015**

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**I. Call to Order**

Chair Mary O'Donoghue called the Board of Selectmen to order at 6:49 P.M. in the Board of Selectmen's Meeting Room located in the Town Offices. Present from the Board of Selectmen: Alex Vispoli-Y, Paul Salafia-Y, Dan Kowalski-Y, Robert Landry-Y, and Mary O'Donoghue-Y. Also present: Interim Town Manager Larry Murphy. The meeting was duly posted and cablecast live.

**II. Executive Session**

At 6:50 P.M. on a motion by A. Vispoli and seconded by R. Landry, the Board voted to go into Executives Session to review for release the Executive Session minutes of July 15, 2015 and to return to open session. Roll call: A. Vispoli-Y, P. Salafia-Y, R. Landry-Y, and M. O'Donoghue-Y. At 6:58 P.M. on a motion duly made and seconded, the Board of Selectman moved to adjourn from Executive Session and return to Open Session. Roll call: A. Vispoli-Y, P. Salafia-Y, R. Landry-Y, and M. O'Donoghue-Y.

**III. Opening Ceremonies**

The meeting began with a Moment of Silence and Pledge of Allegiance.

**IV. Communications/Announcements/Liaison Reports**

Chair Mary O'Donoghue, on behalf of the Board, thanked Larry Murphy for his sound judgment and wise counsel during his term as interim Town Manager. Mr. Murphy appreciates the courtesy received from all of the Town departments, staff, and also from the public.

Chair O'Donoghue also announced that Andrew Flanagan will be sworn in as Town Manager on Tuesday, October 13<sup>th</sup> and then at a public reception to be held on Thursday, October 15<sup>th</sup> from 5:00 P.M. to 7:00 P.M. in the James Doherty Hall at the Town House.

Paul Salafia announced that 'Andover Cares Festival and Concert in The Park' will be held on Saturday, October 17<sup>th</sup> from 3:00 P.M. to 8:00 P.M. to support the awareness of opiate addiction.

**V. Citizens Petitions and Presentations**

John Pasquale, 48B Whittier Street, praised the new organization and structure of Municipal Services. There has been an increased awareness and pride in the Town shown by their attention to detail and he applauds the road work redone by the Highway Department around Town. Mr. Pasquale also complimented each members of the Board of Selectmen on their accomplishments. Mike Roli, College Circle, thanked Larry Murphy on the great job he did overseeing the Town as Interim Town Manager.

**VI. Regular Business of the Board**

**A. Ledge Road Landfill**

A summary of the Post Closure Use Options prepared by CDM Smith was provided by Bruce Haskell and Andrew Smith (CDM Smith), and included a comparison of estimated implementation costs to cap the landfill and post-closure uses; comparison of estimated costs for additional playing fields on the site, and potential revenue sources to offset closure and post-closure use including potential revenue from leasing the site for others to install a solar array. The presentation also included maps of the area showing a solar array and DPW Materials Handling Area, and with playing fields and a DPW Material Handling Area.

In addition, expanding the area to maximize the number of solar arrays that could be installed would require the site to be mounded up and out. This would involve bringing in fill that has to meet DEP requirements. It would take six months to transport the amount of fill needed and significantly increasing the number of trucks using our roadways. The schedule for capping construction begins with the initial design started in May 2015 and ends with a completion date of construction in December 2017.

The Board said the presentation answered their questions in addition to providing good information on bringing in additional soil. They feel there would be too many trucks on the road which reinforces their point that the least cost to the town would be to cap it for solar use. There would be no additional cost required, no capital investment, and provide potential revenue of \$45,000 per year. The Board is required to vote on a decision for post-closure use of the landfill.

**Public Comment:**

Greg Minasian of 9 Green Meadow Lane said the Town needs more playing fields. They are still waiting for an answer to the question asked a year ago on the projected number of fields the Town will need in the future. The neighbors want the playing fields at the site. Keith Saxon distributed a hand-out on shaping and grading materials, and opportunities to maximize use of the site. The cost to relocate the DPW Materials Handling site at Ledge Road is an extra \$575,000. Where is the evaluation of putting the DPW elsewhere? There is a lot of concern about bringing in 6,000 trucks through the neighborhoods to deliver the fill needed to cap the site. Joe Albuquerque, 197 Greenwood Road, asked if the project cost for base closure in slide #2 included phasing. *There would be no phasing-the cost is built into the \$8.4M.*

Selectman Vispoli moved that the Board of Selectmen vote to approve a cap only option with the ability to have a solar array on the site with the Department of Public Works Material Handling Site and with no materials (soil) brought in. The motion was seconded by Selectman Salafia and voted 4-1. Selectman Kowalski opposed.

Selectman Kowalski feels they are limiting themselves on fields by voting the solar array option when we should be expanding the opportunity to provide activity to young people.

B. Net Metering

Janet Nicosia, Manager of Energy & Utilities and Chad Laurent, Sr. Consultant with Meister Consultant Group, explained the offer by Syncarpha to purchase additional kilowatts at the Western Massachusetts site that would save the Town \$106,000 per year. The recommendation is to lock in between 70-80% of solar credits and if the Board votes to install a solar array at the Ledge Road Landfill, and if the landfill is in the same load-zone being used for the agreement with Syncarpha, they would recommend the Town lease the site to a solar user. If the Town accepts the current Syncarpha offer we would not be using the solar credits at Ledge Road, but instead could sell the credits for a profit. Our current offer for Net Metering Credits has a 40% discount and we can sell off extra credits. The Board would like to take the offer from Syncarpha under advisement and to review the proposal shown before making a final decision.

C. Retirement Board

Selectmen Retirement Board appointee Tom Hartwell updated the Board on matters relating to the Retirement Board, and noted that his views may not be shared by other members of the Retirement Board. He projects that the Town will have an unfunded pension and OPEB liability of \$275M by 2017. He provided two options to address the liability: to increase taxes and cut services and employees or create reform. Mr. Hartwell provided information on the presentation at the September 24<sup>th</sup> Retirement Board Meeting which included ideas on changing eligibility for participation in the Retirement Program and OPEB.

Mr. Hartwell also reported that the Pension Plan investments have earned 4% on an annualized basis and suggests hiring an investment consultant to determine how best to invest the money in a fund that is less risky. The Actuarial Report is due on December 31, 2015 and Segal's projection on returns is closer to 7%. He suggests a joint meeting with the Board of Selectmen and the Retirement Board be scheduled.

Selectman Kowalski said in October 2014 the Town Manager asked for some eligibility conditions to be changed and in January 2015, the Retirement Board made the decision not to make any changes. He suggests bringing in an actuary and an auditor to speak with the Retirement Board about their policies at a Board of Selectmen meeting.

D. Youth Center

Ed Ataide, Building Maintenance Superintendent, reported that the Youth Center project is nearing its conclusion and close to receiving a full certification of occupancy. All that is remaining is the \$100K in the contingency funds that they would like to use up which requires a vote of the Board of Selectmen to release.

Selectman Salafia moved that the Board of Selectmen approve the full release of the contingency funds for the Youth Center project. The motion was seconded by Selectman Kowalski and voted 5-0 to approve.

E. Town House

Interim Town Manager, Larry Murphy, gave a brief update on the future use of the space at the Town House at 20 Main Street. The Andover Educator's Association (AEA) will be vacating their space soon and the Police Department said they can manage without the police desks, and Tom Carbone is locating another area for the medical desk. Ed Ataide is working on a strategic plan for long term use of the first floor area which will include costs for rugs, painting, etc., and will be explained when shown at the CIP presentation.

F. Rotary Club Concert

The Board previously discussed waiving of the permit fees and costs for the event on October 17, 2015 sponsored by the Rotary Club to support the Town in its mission on education and awareness of opiate addiction. Selectman Salafia, also a member of Rotary and who brought the request to the Board, recused himself from the discussion and vote. Larry Murphy said the request is for the Town to pay the permit fees which total \$5,617; minus the \$2,624 balance in the Civic Event Fund (Andover Days), the balance to be paid for the permits is \$2,624.00. The Rotary Club is grateful for any relief the Town can provide and would pay the outstanding balance.

The Board believes that until they have a policy in place that makes the distinction between fees, costs, and out-of-pocket costs and the Town being asked to absorb costs, they are disinclined to make a decision at this time.

F. EAP Presentation

Bob Landry introduced Mark Sagor, from CompEAP, an employee assistance program based in Marlboro, Mass. Mr. Sagor is proposing an alternate plan to hiring two full-time employees as outlined in the Opiate Addiction Plan put forward by the Chief of Police.

Selectman Kowalski stated that procedurally the Chief of Police was given the affirmation by the Board of Selectmen to move forward with his plan. He questions if the Board wants to find an alternative plan other than the one already approved, and if bringing in an outside consultant without going through a public bidding process is appropriate. Selectman Landry said that the information he gathered led him to seek an alternative plan with a limited scope available to Andover residents struggling with opiate addiction.

Mr. Sagor distributed copies of his presentation to the Board and provided a brief overview of his company and services provided. He is proposing a hybrid model that combines in-house services with outsource services. His company in Marlboro would support Andover with a 24 hour crisis team and 6-7 clinicians in the Andover area working on a contracted basis. The advantage is to have a built-in redundancy deep bench of counselors providing greater diversity and flexibility. Costs of the proposed

program ranged from \$35K for a half-time counselor, annual fees of \$30K, one-time startup fee of \$50K, and \$65K fee every year after.

Discussion:

Larry Murphy said Chapter 30B allows for an exception to certain medical services and more information on the scope of services and medical qualifications of clinicians would be needed. Bill Fahey, Director of Youth Services, said a lot of work and time is given to helping a person and their families and it is his feeling that community solutions are usually more effective. Selectman Salafia said the Board of Selectmen voted twice to support Chief Keefe's plan and there are already people involved in moving the plan forward. The Board thanked Mr. Sagor for his presentation.

**VII. Consent Agenda**

**A. Lanam Club, Inc. (Change of Manager)**

On a motion by Selectman Vispoli and seconded by Selectman Kowalski, the Board of Selectmen voted 4-0-1 to approve the request of the Lanam Club, Inc., 260 N. Main Street for a change of Manager on their Liquor License. The new Manager of record will be Geoffrey Piva. Selectman Salafia recused himself from voting.

**B. Andover Country Club (Change of Manager) -**

Selectman Vispoli moved to approve the request of the Andover Country Club, 60 Canterbury Street for a change of Manager on their Liquor License. The new Manager of record will be James Castryck. The motion was seconded by Bob Landry and voted 5-0 to approve.

**VIII. Approval of Minutes from Previous Board of Selectmen Meetings**

Selectman Vispoli moved to approve the minutes of the June 11, 2015 (Special Meeting-Ledge Rd Landfill) and July 30, 2015 (Special Meeting-Ledge Rd Landfill), and the July 15, 2015 Executive Session Minutes and document voted to release as presented. The motion was seconded by Selectman Landry and voted 4-0-1 to approve. Selectman Kowalski abstained.

**IX. Adjournment**

At 10:20 P.M. on a motion by Selectman Vispoli and seconded by Selectman Salafia, the Board voted to adjourn. Roll call: Alex Vispoli-Y, Paul Salafia-Y, Dan Kowalski-Y, Robert Landry-Y, and Mary O'Donoghue-Y.

Respectfully submitted,

Dee DeLorenzo  
Recording Secretary

Documents: CDM Smith Summary of Post Closure Use Options –Ledge Road  
CompEAP: Innovative Model for Opiate Addiction Services  
Keith Saxon: Handout on Ledge Road Landfill