

**Call To Order:** Chair Janice Phillips called the open meeting to order at 7:00PM in the Select Board Room.

**Select Board in Attendance:** Chair Janice Phillips, Laura Bates, Clerk Rosemary Smedile, Brian Roache and Richard Vaillancourt were present.

**Non-Board Members in Attendance:** Assistant Town Manager- Laurie Burzlaff was present.

**PUBLIC COMMENT**

Donald Stewart, 2 Prospect St, was present at the meeting to discuss the two stop signs and right turn only sign at the new Senior Center. Mr. Stewart stated his concern with traffic on Sutton Street with the right turn only sign.

Ryan Shruender, 60 Phillips Court, member of Old District Commission, was present at the meeting and asked the Select Board why Harry Aznoian's term on the Old District Commission was not renewed. Ms. Phillips mentioned there will be no discussion during Public Comment. Mr. Shruender asked how to start the discussion. Ms. Phillips advised to send a request to be put on the next meeting's agenda. Mr. Shruender requested the Select Board to send an apology to Mr. Aznoian since he had been a member for over 30 years.

**Update from Ability Assistance Committee**

Phillips Jones, chair of committee, was present at the meeting. Ms. Jones thanked the Select Board for the recent painting of the crosswalk at Main and Green that has recently been completed. Ms. Jones gave an update on the committee. Ms. Jones proposed taking part in an Abilities Expo to be held in North Andover next year.

**PUBLIC HEARING- Joint Pole Petition from Massachusetts Electric Company d/b/a National Grid and Verizon New England, Inc. to locate a pole on Stevens Street**

***MOTION:** Mr. Vaillancourt motioned open the public hearing for the petition from Massachusetts Electric d/b/a National Grid and Verizon New England to install poles, wires and fixtures on Stevens Street. Ms. Bates seconded. **Motion approved 5-0.***

David Boucher from National Grid was present at the meeting. Mr. Boucher stated would like to move the pole on Stevens Street. Mr. Boucher stated will be able to service another home in a better manner with the movement of the pole. Mr. Vaillancourt clarified that the pole at 477 Steven Street will be removed and a new pole will be added. Mr. Boucher stated at the old pole is at 479 Steven Street and the pole at 477 Stevens Street will not be removed. William Holt, owner of 475 and 477 Steven St., was present at the meeting and stated he proposed to move the pole about 40 feet to take it away from his home. Ms. Phillips asked Mr. Boucher if the movement of the pole will be as Mr. Holt is proposing. Mr. Boucher stated yes. Ms. Phillips asked for the plans to be corrected.

***MOTION:** Mr. Vaillancourt motioned close the public hearing for the petition from Massachusetts Electric d/b/a National Grid and Verizon New England to install poles, wires and fixtures on Stevens Street. Mr. Roache seconded. **Motion approved 5-0.***

**Vote on joint petition from Massachusetts Electric Company d/b/a National Grid and Verizon New England to locate a pole on Stevens Street**

***MOTION:** Mr. Vaillancourt motioned to approve the joint petition from Massachusetts Electric d/b/a National Grid and Verizon New England to install poles, wires and fixtures on Stevens Street subject to all conditions contained in the proposed order. Mr. Roache seconded. **Motion approved 5-0.***

**Request of Neurofibromatosis Northeast to use Salem, Ingalls, Forest and Lacy Streets for the Coast to the Cure Cycling Event**

**MOTION:** Mr. Vaillancourt motioned to approve the request of Neurofibromatosis Northeast to use Salem, Ingalls, Forest and Lacy Streets for the Coast to the Cure Cycling Event on September 9, 2023. Ms. Smedile seconded. **Motion approved 5-0.**

**Waiver of right of first refusal- 129 Cortland Drive, Unit 12**

**MOTION:** Mr. Roache motioned to waive the right of first refusal for 129 Cortland Drive, Unit 12. Ms. Bates seconded. **Motion approved 5-0.**

**Appointment of election workers**

**MOTION:** Mr. Roache motioned to appoint all election workers shown on the list provided by Town Clerk, Dawne Warren. Ms. Bates seconded. **Motion approved 5-0.**

**Reappoint James Wefers to the Historical Commission**

**MOTION:** Ms. Smedile motioned to reappoint James Wefers to the Historical Commission for a term ending June 30, 2026. Ms. Bates seconded. **Motion approved 5-0.**

**Appoint Frank Killilea to the Zoning Board as a full member**

**MOTION:** Mr. Roache motioned to appoint Frank Killilea to the Zoning Board as a full member for a term ending June 30, 2026. Ms. Smedile seconded. **Motion approved 5-0.**

**Special counsel appointments through June 30, 2024**

**MOTION:** Mr. Roache motioned to appoint KP Law and Norris, Murray and Peloquin as special town counsel through June 30, 2024. Ms. Smedile seconded. **Motion approved 5-0.**

**ARPA Requests**

**1) \$70,000 for Community Support Case Manager**

Deanna Cruz was present at the meeting and requested funds to maintain a Community Support Case Manager. Mr. Roache asked who the residents turned to before the Support Case Manager. Ms. Cruz stated they would come to her and prior to that there was no contact for them. Ms. Cruz stated they work 24 hours, 7 days a week so that they are able not turn people away that need services.

**MOTION:** Ms. Smedile motioned to approve the ARPA request in the amount of \$70,000 for the Community Support Case Manager. Mr. Roache seconded. **Motion approved 5-0.**

**2) \$45,000 for radios for the schools**

**MOTION:** Mr. Roache motioned to approve the ARPA request in the amount of \$45,000 for radios for the schools. Ms. Smedile seconded. **Motion approved 5-0.**

**3) \$17,000 for AED and CPR training for the School Department**

Cheryl Barczat was present at the meeting and explained the need for training for School Department.

**MOTION:** Ms. Smedile motioned to approve the ARPA request in the amount of \$17,000 for AED and CPR training for the School Department. Ms. Bates seconded. **Motion approved 5-0.**

**4) \$20,000 for support of local veterans**

Joe LeBlanc was present at the meeting to request to help with any gaps in service for veterans.

*MOTION: Mr. Vaillancourt motioned approve the ARPA request in the amount of \$20,000 for support of local veterans. Ms. Smedile seconded. Motion approved 5-0.*

**5) \$25,000 for community resource dog at Police Department**

Mark Wilson was present at the meeting to request a community resource dog and Mr. Wilson will be its handler.

*MOTION: Ms. Bates motioned approve the ARPA request in the amount of \$25,000 for community resource dog at the Police Department. Mr. Roache seconded. Motion approved 5-0.*

**6) \$750,000 for repairs and upgrades to water line on Sutton Street at Marblehead Street**

John Borgesi was present at the meeting requesting funds to repair the water line and upgrade it. Ms. Bates asked what is the excavation that is required. Mr. Borgesi stated they will be excavating down to the water line in the evening hours. Mr. Roche asked about the permitting. Mr. Borgesi stated it would be about six months. Mr. Roche asked about service interruptions. Mr. Borgesi stated one lane may have to be closed down and water services will not be interrupted other than one commercial building. Ms. Bates asked about the paving. Mr. Borgesi stated it will be minimal as possible. Ms. Bates asked about whether or not it will be patched. Mr. Borgesi stated they will look into it.

*MOTION: Mr. Roache to approve the ARPA request in the amount of \$750,000 for repairs and upgrades to the water line on Sutton Street at Marblehead Street. Ms. Bates seconded. Motion approved 5-0.*

**7) \$243,500 for improvements at the intersection of Sutton/High/Chadwick**

John Borgesi was present to request the difference in what was received by the grant and the low bid they received. Ms. Bates asked about the paving. Mr. Borgesi stated he has a bid out for the paving and will coordinate the timing.

*MOTION: Mr. Roache to approve the ARPA request in the amount of \$243,500 for improvements at the intersection of Sutton/High/Chadwick. Ms. Bates seconded. Motion approved 5-0.*

**LICENSING**

*MOTION: Mr. Roache motioned to open a meeting of the North Andover Licensing Commission. Ms. Bates seconded. Motion approved 5-0.*

**PUBLIC HEARING- Application from JZ Inc. d/b/a Niki's Roast Beef, 208 Sutton Street, for new wine and malt on premises liquor license**

*MOTION: Ms. Phillips motioned to open the public hearing for the application from JZ Inc. d/b/a Niki's Roast Beef, 208 Sutton Street, for new wine and malt on premises liquor license. Mr. Roache seconded. Motion approved 5-0.*

Harpreet Singh was present at the meeting requesting a wine and malt liquor license. Mr. Vaillancourt asked how many can be seated in the restaurant. Mr. Singh stated 28 people. Mr. Vaillancourt mentioned there is no selling of wine and malt beverages through the drive through. Mr. Singh stated he is aware. Mr. Vaillancourt asked if he will plan to check IDs. Mr. Singh stated they plan to have a scanner for IDs.

*MOTION: Ms. Phillips motioned to close the public hearing for the application from JZ Inc. d/b/a Niki's Roast Beef, 208 Sutton Street, for new wine and malt on premises liquor license. Mr. Roache seconded. Motion approved 5-0.*

**Vote on application from JZ Inc. d/b/a Niki's Roast Beef, 208 Sutton Street, for new wine and malt on premises liquor license**

*MOTION: Ms. Bates motioned to approve the application from JZ Inc. d/b/a Niki's Roast Beef, 208 Sutton Street, for new wine and malt on premises liquor license. Mr. Roache seconded. Motion approved 5-0.*

**PUBLIC HEARING- Application for transfer of restaurant all alcohol liquor license from Aiglio, Inc. to Orzo, LLC, 1085 Osgood Street**

*MOTION: Mr. Vaillancourt motioned to open the public hearing for the application for the transfer of the restaurant all alcohol liquor license from Aiglio, Inc. to Orzo, LLC, 1085 Osgood Street. Ms. Phillips seconded. Motion approved 5-0.*

Attorney Jonathan Rossi of Morris, Rossi and Hayes representing Orzo LLC explained the transfer of the all alcohol license.

*MOTION: Mr. Vaillancourt motioned to close the public hearing for the application for the transfer of the restaurant all alcohol liquor license from Aiglio, Inc. to Orzo, LLC, 1085 Osgood Street. Ms. Phillips seconded. Motion approved 5-0.*

**Vote on Application for transfer of restaurant all alcohol liquor license from Aiglio, Inc. to Orzo, LLC, 1085 Osgood Street**

*MOTION: Ms. Bates motioned to approve the application for transfer of restaurant all alcohol liquor license from Aiglio, Inc. to Orzo, LLC, 1085 Osgood Street. Mr. Roache seconded. Motion approved 5-0.*

**Application from Trustees of Reservations for a one-day wine and malt liquor license on July 28, 2023 from 6:00PM-8:00PM for a summer concert**

Jeremy Dick, Portfolio Manager for the Trustees, was present at the meeting to request the one-day wine and malt liquor license.

*MOTION: Mr. Vaillancourt motioned to approve the application from the Trustees of Reservations for a one day wine and malt liquor license on July 28, 2023 from 6:00PM-8:00PM for a summer concert. Ms. Bates seconded. Motion approved 5-0.*

*MOTION: Mr. Vaillancourt motioned to close a meeting of the North Andover Licensing Commission. Mr. Roache seconded. Motion approved 5-0.*

**JOINT MEETING WITH PLANNING BOARD**

John Simons, member of Planning Board, opened the Planning Board session at 8:27PM. Girard Whitten, Executive Director of Merrimack Valley Planning Commission and Ian Burns, Community and Economic Development Director were present at the meeting and gave a presentation regarding the MBTA Communities status update.

**CONSENT ITEMS**

- A. Accept donation from Lowell Five Bank in the amount of \$2,500 for fireworks
- B. Accept donation from the Library Board of Trustees in the amount of \$5,000 for library materials
- C. Accept donation from the Library Board of Trustees in the amount of \$12,475.12 for furniture
- D. Accept donation from the **Friends of Stevens Memorial Library** in the amount of \$2,403.25 for summer programs (the agenda incorrectly listed the Trustees)

***MOTION:** Mr. Vaillancourt motioned to accept all consent items. Ms. Bates seconded. **Motion approved 5-0.***

**APPROVAL OF OPEN SESSION MINUTES OF JUNE 12, 2023 AND JULY 11, 2023**

***MOTION:** Mr. Vaillancourt motioned to approve the Open Session minutes of June 12, 2023 and July 11, 2023. Mr. Roache seconded. **Motion approved 5-0.***

**ADJOURNMENT**

***MOTION:** Ms. Smedile made a MOTION, seconded by Mr. Roache to adjourn the Select Board meeting at 9:39PM. **Motion approved 5-0.***

Respectfully submitted,

Jillian A. Brothers  
Executive Assistant

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Rosemary Connelly Smedile, Clerk of the Board

**Documents used at meeting:**

Presentation from Merrimack Valley Planning Commissioners  
Memorandum  
Board Appointments  
Consent Items  
Letter  
License applications  
Minutes of 6/12/23 and 7/11/23