

TOWN OF

MASSACHUSETTS

Town Hall
35 Central Street

Stoneham Conservation Commission
781-279-2696

**STONEHAM CONSERVATION COMMISSION
MINUTES OF MEETING
NOVEMBER 1 2022 REMOTE 7 PM**

Please join meeting from your computer, tablet or smartphone.

<https://meet.goto.com/483729901> Phone Access Code: 483-729-901 US: [+1 \(571\) 317-3122](tel:+15713173122)

Ellen McBride, Bob Parsons, Alex Rozycki, Jessica Gerke, Rob Fotino, Norman L'Esperance, Megan Day and Domenick Cimina
Brett Gonsalves, Pelissier 16 1/2 Whipple Ave, Stephen Glowacki (RJ O'Connell), Tom Liddy, Tim Collis, Matthew Flynn, Robin Smith

PUBLIC HEARING

95 Maple Street #297-0411

Thomas Liddy/Lucas Environmental/Charles Houghton
Notice of Intent

Revised plans sent. Mary Rimmer's suggestions incorporated into Order of Conditions.

Tom Liddy response to comments letter with new plans submitted. Grading adjustments made and flood storage areas all connect. Provide more flood storage than current. 25 foot restoration on river unfeasible due to MWRA sewer easement. Significant impervious reduction.

Alex Rozycki mentions mitigate and remove invasive species. Mary Rimmer's specific listing will be included in order of conditions. Stephen Glowacki said removal of invasives necessitated by fence and bank will be part of maintenance.

Motion to close public hearing made by Alex Rozycki seconded by Norman L'Esperance
Roll call Ellen McBride, Bob Parsons, Alex Rozycki, Jessica Gerke, Rob Fotino, Norman L'Esperance and Domenick Cimina 7/0

Motion to approve project and issue order of conditions by Bob Parsons seconded by Alex Rozycki Roll Call Ellen McBride, Bob Parsons, Alex Rozycki, Jessica Gerke, Rob Fotino, Norm L'Esperance and Domenick Cimina 7/0

DISCUSSION

Veterans Lane #297-0407

Brett Gonsalves

Update

Town contracted Badger hydrovaccing of washout from slope failure in resource area at Veteran's Lane. Mr Gonsalves shares his screen.

Said 4 weeks, budget is maxxed, submitted new proposal, costs exuberant to continue work. Started when agreement was signed and then said contract had incorrect amount. Asked for \$35,000 more, Attorney Galvin came up with monetary compromise they agreed to. Second proposal more than double first proposal. Town did not sign and ended

agreement with Badger. Equipment removed on Monday 10/31/22. Contacted Department of Corrections and inmates came to remove sediment by hand today, and a few days next week. Rich Kirby has been satisfied by work. Additional meeting with Mr. Kirby tomorrow. Slope near upland side has 12-14 inches deposited for 50 feet, will Conservation Commission allow machine to remove? Mr. Kirby wants to remove before ground is cold. Ellen McBride responds as long as Rich Kirby is in agreement that is ok with her. Casting off to right hand side where invasives are and spread it out. Mini excavator not traversing slope. Domenic Cimina says get the equipment in there and get it done. Alex Rozycki mentions don't leave track marks, regrade, defer to Rich Kirby. Brett Gonsalves responds to criticism of Badger that they were not prepared for paperwork of Town project. 60% of material is removed. They did post a bond, delayed three weeks, issue with procurement and contract, noteworthy they were only bidder and parent company in Midwest.

Whipple Ave Trees

Brett Gonsalves

Update

Town met with homeowners, tree damaged fencing, removed tree and had fencing repaired. Tom Brady assessed trees in wetland area. Town had tree contractor, procurement went out to bid for another contract. Bids due by November 15th to review. Bid will be awarded and work done, to be scheduled with homeowners.

Kerianne Pelissier asks if only one tree is being taken down. Answer is the trees will be removed as stated in the letter from Tom Brady Tree Warden.

18 Whipple Robin Smith concerned about trees at back of property.

Matthew Flynn 16 Whipple also concerned and discussion warranted.

Appoint Tree Commission Member

Tree Committee monthly meeting reestablished. Megan Day nominated by Ellen McBride. Alex Rozycki seconds. Roll Call Ellen McBride, Bob Parsons, Alex Rozycki, Jessica Gerke, Rob Fotino, Norm L'Esperance and Domenick Cimina 7/0 yes

Alex Rozycki asks Town's position and liability on a threat if neighbor's tree falls from Conservation land. If a tree is in Conversation land and is sick do we have responsibility?

Bob Galvin comments it would be insurance company. Most trees rot from inside out.

Bob Parsons agrees this is a slippery slope and relevant to Brett Gonsalves, Ellen McBride said she will call Brett Gonsalves. Alex Rozycki worries were setting a precedent.

Miscellaneous

Approve Meeting Minutes from Bi-Board 9/28/22 and SCC October 11, 2022

Motion made by Norman L'Esperance seconded by Alex Rozycki Roll call yes Ellen McBride, Bob Parsons, Alex Rozycki, Rob Fotino, Norman L'Esperance, Megan Day and Domenick Cimina 7/0

Next Meeting Monday November 21, 2022

Motion to enter executive session and not return to public session made by Alex Rozycki and seconded by Norman L'Esperance roll call yes Ellen McBride, Bob Parsons, Alex Rozycki, Jessica Gerke, Megan Day, Rob Fotino, Norman L'Esperance and Domenick Cimina 8/0

Executive Session if Necessary

To discuss strategy with respect to all pending litigation where an open meeting may have a detrimental effect on the bargaining or litigating position of the Town and the chair so declares pursuant to Mass. Gen. L. c. 30A sec. 21(a)(3) to wit: Weiss Farm, Inc. v. Stoneham Conservation Commission