

## BOARD OF SELECTMEN MINUTES OF MARCH 23, 2015

**PRESENT:** Selectmen Donald Beaulieu, Chairman; Freeman Condon, Henry Richenburg, Ed Hunt, and Wilma McDonald  
**ALSO PRESENT:** Neil J. Harrington, Town Manager and Janet Flannery, Secretary

### **I. Call to Order/Salute to the Flag**

Chairman Beaulieu called the meeting to order at 7:00 PM in the Colchester Room, Salisbury Town Hall. He then announced, per the Open Meeting Law, that this meeting is being recorded and broadcast live.

### **II. Acceptance of Minutes - Minutes of March 10, 2015**

Motion by Selectman Condon, Second by Selectman Richenburg; voted to approve the Minutes of March 10, 2015 as written. VOTE: 4 yeas – Selectman Hunt abstained – motion carried.

### **III. Old Business**

#### **General License – TintAuto.com – 2 School St.**

Chairman Beaulieu said it was his intention to let this issue remain on the table because he talked with the Building Inspector today and the issues have not been resolved by the landlord. Once everything is done the Chairman will call the applicant and the license will be acted on.

### **IV. New Business**

#### **a. License Renewals:**

Motion by Selectman Richenburg, Second by Selectman Condon; unanimously voted to renew a **Repair** license, with the same conditions/restrictions that may have been on the original license and all subsequent renewals for Burda Brothers Auto Body – 83 Bridge Rd.

Motion by Selectman Richenburg, Second by Selectman Condon; unanimously voted to renew a **General** license, with the same conditions/restrictions that may have been on the original license and all subsequent renewals for Wire & Ice Beads – 29 Main St.

Motion by Selectman Richenburg, Second by Selectman Condon; unanimously voted to renew a **Common Victualer** license, with the same conditions/restrictions that may have been on the original license and all subsequent renewals for Dolphin Grille, Inc. – 28 Oceanfront

Motion by Selectman Richenburg, Second by Selectman Condon; unanimously voted to renew an **Entertainment** license, with the same conditions/restrictions that may have been on the original license and all subsequent renewals for Dolphin Grille, Inc. – 28 Oceanfront – Juke Box & Video Game

#### **b. New Licenses**

Motion by Selectman McDonald, Second by Selectman Richenburg; unanimously voted to approve a **Repair** License for Glen's Auto Repair – 90 Lafayette Rd. subject to the applicant changing the number of cars on the lot from 25 to 20 which the applicant agreed to do.

#### **c. License Amendments – none**

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### **d. Committee Appointments: Harbor Commission: 1 vacancy – 1 applicant: David Chretien (presently an alternate)**

Motion by Selectman, Second by Selectman; unanimously voted to appoint David Chretien to the Harbor Commission to fill an unexpired term until June 30, 2017.

Selectmen Richenburg requested that the vacancy be posted.

### **e. Update/Presentations: DPW Director/Planning Director/ConComm**

**Sheila Albertelli, ConComm Chair** reported that Conservation approved 17 Notices of Intent, 14 Requests for Determination, 4 emergency repairs, and issued 3 enforcement orders.

Regarding beach erosion, she was very happy to report that the beach fared very well during the recent storms and no damage was reported. There was very little erosion and any that there was is on its way back and filling in and there were no breaches of the dunes. The Army Corps still has re-construction of the North Jetty targeted to begin this spring to be completed in about a year; during this time part of the jetty will be closed. This project is 100% funded and there's no requirement for ConComm to approve the repairs. The Coastal Erosion Commission has sent a report to ConComm and has requested a Comment Letter from them. A draft has been compiled and Sheila is going to forward it to the Selectmen to read and if they have any comments they can pass them along so they can be included in their final letter.

**DPW Director, Don Levesque** kept his report mainly on the winter we had and all the snow. There was 114.6 inches of snow this winter and his expenditures so far amount to \$338,000 (last year he spent about \$193,000) and he expects the final cost to be around \$350,000. The snow was being dumped in the town parking lot; normally in past years they only filled half of 1 of the portions, this year they filled the whole lot and two-thirds of the DCR lot which Emergency Management allowed them to do. He thanked the residents, contractors, his staff, Police, Fire and Emergency Management for all the help they gave.

Some of the town buildings had damage: there was a minor back-up in the ceiling due to the snow at the Senior Center, and a water break resulting in minor ceiling damage at the Historical Society.

Parking at the municipal lot might be tight, but they will be making as many spaces as possible; the comfort station will probably be open mid-April on week-ends only, and the baseball league has moved opening day to mid-April because the fields will be too wet and muddy.

Selectman Richenburg commended Don and his department for the job they did in keeping the streets cleared. Selectmen Condon and Chairman Beaulieu also expressed their thanks.

Planning Director Lisa Pearson announced that she was notified in November that she was successful in receiving the Mass Works Grant for \$1,705,769 which will be used to replace the water lines on Elm Street. The PARC grant is due on March 31<sup>st</sup>; they've been working on the playground behind the elementary school and the kids have become involved by collecting items such as used ink jet/toner, gogo squeeze drinks, drink pouches and scotch tape dispensers resulting in the town getting money to be used for the playground. The Library project is moving forward even with all the snow; the cupola arrived this week and it looks like it will be put up at the end of this week. The clean-up at 29 Elm Street is almost complete. The affordable housing project at 29 Elm Street and the Spalding School is moving forward. Went out to bid for the Plains School property and hope to get an RFP out this spring. Planning has been promoting the energy audit through Nation Grid for residents and small businesses, for it not only gets money for the Town, but it saves residents money. There have been multiple workshops on the Lafayette Road/Main Street corridor with a final workshop this Wednesday, and public hearings will begin on April 8<sup>th</sup>.

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Chairman Beaulieu requested that Items g. and h. and i. be taken out of order at this time.

### **g. Vote to Approve Sale of Bond Anticipation Notes for Library Building Project, Police Station Design, Construction of Well #8, and Equipment (Patrol Boat)**

Motion by Selectman McDonald, Second by Selectman Condon; unanimously

Voted: to approve the sale of a \$7,154,700 1.250 percent General Obligation Bond Anticipation Note (the "Note") of the Town dated March 25, 2015, and payable March 24, 2016, to TD Securities (USA) LLC at par and accrued interest, if any, plus a premium of \$68,112.74.

Further Voted: that in connection with the marketing and sale of the Notes, the preparation and distribution of a Notice of Sale and Preliminary Official Statement dated March 11, 2015, as revised March 17, 2015, and a final Official Statement dated March 18, 2015, each in such form as may be approved by the Town Treasurer, be and hereby are ratified, confirmed, approved and adopted.

Further Voted: that the Town Treasurer and the Board of Selectmen be, and hereby are, authorized to execute and deliver a significant events disclosure undertaking in compliance with SEC Rule 15c2-12 in such form as may be approved by bond counsel to the Town, which undertaking shall be incorporated by reference in the Notes for the benefit of the Notes from time to time.

Further Voted: that we authorize and direct the Treasurer to establish post issuance federal tax compliance procedures in such form as the Treasurer and bond counsel deem sufficient, or if such procedures are currently in place, to review and update said procedures, in order to monitor and maintain the tax-exempt status of the Notes.

Further Voted: that each member of the Board of Selectmen, the Town Clerk and the Town Treasurer be and hereby are, authorized to take any and all such actions, and execute and deliver such certificates, receipts or other documents as may be determined by them, or any of them, to be necessary or convenient to carry into effect the provisions of the foregoing votes.

### **h. Update and Presentation on Police Station Project/Lisa Pearson & HKT Architects**

Ms. Pearson said they were here this evening for the presentation, as well as to request the Selectmen to put a debt exclusion article on the Town Ballot. She then introduced Ms. Slemenda, a principal with HKT Architects who has been working on the project since its beginning, gave an in-depth power point presentation of the existing building and the proposed structure.

Chief Fowler stated that this project has been a culmination of two year's work to design a police station to last at least 25-30 years. He realizes it's a lot of money, but it will be a modern station and one that the Town will be proud of. He also stated that since he took over 2 ½ years ago his officers have worked hard to overcome the scandals and divisiveness that plagued the department for years and have turned it around. The new station is needed to supply a safe facility for officers and prisoners alike; right now the jail cells barely pass inspection every year to gain certification.

Selectman Hunt said he felt that the cost was a considerable amount for the taxpayers to shoulder and that maybe the project should be put off for a few years. However, he said it is up to the people to decide and he will vote for the debt exclusion to be put on the ballot.

Chairman Beaulieu said the current police station doesn't bring a sense of pride to the town and we should be ashamed to have our officers working there. Selectman Condon, a member of the building committee, said the new station is meant to be a fiscally responsible structure that will not only meet current needs to protect residents and visitors, but will accommodate the town's growth. He agrees that it is a lot of money, but as police stations go it is very nice and not loaded with a lot of bells and whistles; everything is pretty basic. He also pointed out that this has been on the Town Meeting Warrant twice and the people have spent a lot of money on the studies and design and if we were to put this off for about a year then the cost would go up dramatically.

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Selectman Richenburg was charged with looking at the facility and he believes what was presented will meet the needs. He thinks it is a building that is adequate for what we need. The price is high, but it's what a common police station will cost.

Wayne Capolupo, who has been a member of the building committee for 14 months, encouraged the Selectmen to place the question on the ballot. He agreed that it isn't inexpensive, but the new station has no extravagances. The committee worked hard looking at every aspect of the project and the sensitivity of the cost has driven every decision made and the Town Manager has been the driving force making sure there are no bells and whistles.

### **i. Vote to Place a Debt Exclusion Article on the Town Election Ballot**

Motion by Selectman McDonald, Second by Selectman Condon; unanimously voted to place the following question on the May 12, 2015 election ballot: "Shall the Town of Salisbury be allowed to exempt from the provisions of Proposition two and one-half, so called, the amount required to pay for the bond issued in order to design, construct and equip a new Police Station to be located at 175 Beach Road, Salisbury, including all costs incidental and related thereto?"

### **f. Vote to Sign the Veterans' Services Inter-municipal Agreement**

Motion by Selectman Richenburg, Second by Selectman Condon; unanimously voted to approve and sign the Veterans' Inter-municipal Agreement as presented by the Town Manager.

## **V. Comments by Visitors - none**

## **VI. Sewer/Water**

### **7:30 PM – Appeal of Sewer User Charges at 113 Atlantic Ave.**

Chairman Beaulieu announced that the Attorney for the resident filing the appeal notified the Town that they are away on vacation. Therefore, he asked for a vote rescheduling the Appeal.

Motion by Selectman McDonald, Second by Selectman Condon; unanimously voted to re-schedule the Appeal to April 13, 2015 at 7:30 PM.

## **VII. Correspondence**

## **VIII. Hearings - none**

## **IX. Town Manager's Report**

Mr. Harrington gave a brief overview of his written report, a copy of which is available in the Selectmen's office.

## **X. Selectmen's Report**

### **a. Ratification of Signing of Weekly Warrants:**

Motion by Selectman Richenburg, Second by Selectman McDonald; unanimously voted to ratify the signing of the following weekly warrants: W15-147 thru W15-159.

### **b. Subcommittee Reports**

**Library:** Cupola has arrived and will be erected very soon.

**Lafayette Corridor Sewer Extension:** Received the Weston & Sampson report of all options and he would like to schedule a workshop to bring the Board up to date of their findings. The Chairman then called a Workshop for April 6, 2015 at 5:00 PM.

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Selectman Condon referred to a portion of the Manager's report re: the last School Committee meeting and how he resented the fact that the Selectmen from the 3 towns were not allowed to speak. There was also an implication made that Salisbury is in very good financial shape and should just raise the taxes. Selectman Richenburg said it's not only the dollars, but the way it was presented. Chairman Beaulieu said he is going to attend the Communication meetings at Triton tomorrow evening and he is going to voice displeasure on his behalf and his colleagues.

### **XI. Executive Session - none**

### **XII. Adjournment**

Motion by Selectman Condon, Second by Selectman Richenburg; unanimously voted to adjourn at 9:25 PM.

Documents provided at the meeting and on file in the Selectmen's Office:

Minutes of March 10, 2015

Copies of licenses as listed

Copy of Veterans' Services Inter-municipal Agreement

Town Manager's Report

Respectfully submitted:

Janet E. Flannery, Secretary

Approved: \_\_\_\_\_  
Ed Hunt, Clerk