

BOARD OF SELECTMEN MINUTES OF JANUARY 13, 2014

PRESENT: Selectmen Henry Richenburg, Chairman; Fred Knowles, Donald Beaulieu and Freeman Condon

ABSENT: Ed Hunt

ALSO PRESENT: Neil J. Harrington, Town Manager and Janet Flannery, Secretary

I. Call to Order/Salute to the Flag

Chairman Richenburg 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 December 9, 2013

Motion by Selectman Beaulieu, Second by Selectman Knowles; unanimously voted to approve the Minutes of Dec. 9, 2013 as written.

III. Old Business - none

IV. New Business

a. License Renewals:

Motion by Selectman Beaulieu, Second by Selectman Condon; unanimously voted to group all the licenses and vote on each group without reading each one.

Motion by Selectman Beaulieu, Second by Selectman Knowles ; 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: Dunkin Donuts – 192 Elm St., Simon Roast Beef – 167 Elm St., Honey Dew Donuts – 147 Bridge Rd., Fast Freddie's – 66 Main St., Seaglass – 4 Ocean Front No., Capri – 3 Central Ave., Surfside – 25 Broadway, Rico's Café – 6 Elm St., Dunkin Donuts – 46 Toll Rd., Happy's Fried Dough – 14 Broadway, Subway – 192 Elm St., Nancy's Marshview Café – 155 Bridge Rd., Bucciarelli's Meat Market – 147 Bridge Rd., Annarosa's – 175 Elm St., and Foote's, Inc. – 159 Beach Rd.

Motion by Selectman Condon, Second by Selectman Knowles; unanimously voted to renew all the **General** licenses except for Beach Plum Farms, with the same conditions/restrictions that may have been on the original license and all subsequent renewals for: Airsoft Special OPS – 124 Lafayette Rd., Crossroads Car Wash – 6 Merrill St., Thomas Bracken School of Dance – 102 Bridge Rd., U-Haul of Salisbury – 6 Merrill St., Dick's Variety North – 2 Main St., Vaughn Thermal Corp. – 26 Old Elm St.,

Salisbury Mini Storage – 95 Rabbit Rd., W. Harrison & Sons – 12 Harrison Ave., CVS Pharmacy – 2 Lafayette Rd., Fort Hill Antiques – 3 Congress St., Lacey Truck Equipment – 158 Elm St., Marte-L Convenience Store – 45 Toll Rd., Bridge Rd. Antiques & Used Furniture – 17 Bridge Rd., Moonlight Limousine – 60 Lafayette Rd., Emergency Ice – 168 Bridge Rd., Jocelyn Marine – 159 Bridge Rd., JW Salon – 158 Bridge Rd., Jim Phillips Firewood Sales – 57 Main St., Four Star Limousine – 14 Elm St., Knight Oil – 126 Rabbit Rd., Penske Truck Rental – 167 Elm St., Creative Sparkles by Jeanne – 48 Baker Rd., Crystal Nails – 111 Lafayette Rd., TCS Communications -85 Lafayette Rd., Karen Holmes Physical Therapy – 191 Elm St., Express Foodmart – 183 No. End Blvd., Salisbury Mini-Mart – 192 Elm St., Sunshine Laundromat – 183 No. End Blvd., Rusnik Campground – 115 Lafayette Rd., Anderson Landscaping – 168 Elm St., Systems by Miles – 57 Elm St., TH Glennon – 25 Fanaras Dr., Hudson's Outboard – 46-50 Bridge Rd., NE Chocolate – 123 Lafayette Rd., Skyy

Salon & Spa – 102 Bridge Rd., Seacoast Lock & Safe – 124 Lafayette Rd., HA Richard – 54 R Elm St. Jay's Tire & Battery – 29 Bridge Rd., Paws 4 Play – 93 Bridge Rd., Paradise Spa – 141 Bridge Rd., Port City Glass – 141 Bridge Rd., A-1 State Line Storage – 242 Lafayette Rd., Salisbury Carwash – 191 Elm St., Beyond your Limits – 38 Lafayette Rd., The Pines Camping Area – 28 CCC Rd., Willey's Candy Shop – 4 Broadway, Salisbury Cane Chair – 134 Elm St., Pioneers Surf Shop – 25 Broadway, Real International Emporium – 50 Elm St., Leeward Light – 126 Bridge Rd., By the Sea – 4 Ocean Front North, Bob's Signs – 50 Elm St., Susan's Interior Landscaping – 102 Bridge Rd., Eastern Mass. Machined Prod. – 164 Elm St., Harbor Garden Center – 53 Bridge Rd., Old Time Sports – 10 Fanaras Dr., Cambridgeport Air Systems – 8 Fanaras Dr., Extra Space Storage – 143 Lafayette Rd., Vynorius Piledriving – 150 Elm St., Falasca Lawn Care – 2 Erica Way, Kathy's Dog Grooming – 10 Ferry Lots Ln, Croteau Enterprises – 138 Bridge Rd., Say I Do – 10 First St., and Topsfield Tool & Engr. – 2E Fanaras Dr.

Motion by Selectman Knowles, Second by Selectman Beaulieu; voted to renew a **General** license for Beach Plum Farms – 88 Elm St. with the same conditions/restrictions that may have been on the original license and all subsequent renewals. VOTE: 3 yeas – Selectman Condon abstained. Motion carried.

Motion by Selectman Beaulieu, Second by Selectman Condon; unanimously voted to renew a **Class II** license, with the same conditions/restrictions that may have been on the original license and all subsequent renewals for: BMB Auto Sales – 200 Lafayette Rd.

Motion by Selectman Beaulieu, 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: Drew's Cycle – 72 Elm St., Cassidy's Auto Body – 29 Locust St., JB Restoration & Collision – 105 Lafayette Rd., ET Racing – 134 Elm St., and Gray's Garage – 35 Elm St.

Motion by Selectman Condon, Second by Selectman Knowles; 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: Blue Ocean Music Hall – 4 Ocean Front North – Live Entertainment/DJ, Surfside – 25 Broadway – Live Entertainment/DJ, Seaglass – 4 Ocean Front North – Live Entertainment, Capri – 3 Central Ave. – Trivia, Rusnik Campground – 115 Lafayette Rd. – 5 video games/1 air hockey game/1 pool table, Chamber of Commerce – Salisbury Beach – Summer events

Motion by Selectman Condon, Second by Selectman Knowles; unanimously voted to renew a **Sunday** license, with the same conditions/restrictions that may have been on the original license and all subsequent renewals for: Blue Ocean Music Hall – 4 Oceanfront No., Seaglass – 4 Oceanfront No., and Surfside – 25 Broadway

Motion by Selectman Beaulieu, Second by Selectman Condon; unanimously voted to renew a **Parking Lot** license, with the same conditions/restrictions that may have been on the original license and all subsequent renewals for: Driftway Parking – 6 Central Ave.

Motion by Selectman Condon, Second by Selectman Knowles; unanimously voted to approve a **Special Event Permit** to the Winner's Circle Running Club for their annual April Fools 4-mile road race scheduled for 3-29-14.

b. New Licenses

Motion by Selectman Condon, Second by Selectman Knowles; unanimously voted to approve a **General**

license to: Sandi's Glass & Mirror Co. – 50 Elm St., Nor-east Taxidermy – 78 Lafayette Rd., and Jake's Used Goods – 78 Lafayette Rd.

Motion by Selectman Knowles, Second by Selectman Condon; unanimously voted to approve a **Common Victualer** license to: Kozeta Likaj d/b/a/ Kozeta Breakfast – 183 No. End Blvd. (4D Plaza) subject to meeting all Board of Health requirements.

c. License Amendments – Renewal with amendment

General:

TintAutos – 2 School St. request to amend to include commercial & residential auto glass tinting.

Motion by Selectman Beaulieu, Second by Selectman Condon; voted to table until the next meeting and request the applicant to be present to clarify the amendment. VOTE: 3 yeas; Selectman Knowles abstained. Motion carried.

Motion by Selectman Knowles, Second by Selectman Condon; unanimously voted to approve renewal with the amendment to the purpose as follows: Moving Services: Interstate Transportation of Freight – for parking of U-Pack Container or Trailer

Motion by Selectman Beaulieu, Second by Selectman Knowles; unanimously voted to approve renewal with the amendment extending the hours to 7PM.

d. Committee Appointments - none

e. Update/Presentations: Fire Chief/Planning Board

Fire Chief Souliotis reported that since the department has gone to using ipads for inspections, it makes inspections much easier and faster and because any issues or problems that need to be corrected the inspector can put the info in and sets a reminder to follow up. The department has 35 units of the breathing air bottles and sometime in the next 3 years they will have to start looking to replace all bottles and will apply to FEMA for a grant. Atlantic Ambulance has been working out well; they have provided all refresher classes for the EMT's at no cost to the Town. The fire alarm bills have just been mailed out which will bring in about \$12,000.

Planning Board Chairman Bob Straubel reported that they have a full board at this time. Since the last report the Planning Board held the following hearings: SPR-44 for 8 new residential units on Railroad Ave. which is still pending, SPR-17 on the new library, modified a site plan for 12 Beach Rd., and gave an extension of time for 8 Bartlett St. 4 ANR's were endorsed. The Board has also revised the Rules & Regulations which were adopted in October, 2013. The key points include: that ANR's are now reviewed/endorsed in the office instead of at a meeting. The same review time allowed by statute is still the same as well as the filing fee, but the ANR's are turned around quicker since the applicant doesn't have to wait for a meeting to be held and the Planning Board doesn't have to have a 5-minutes meeting solely for an ANR. Procedural changes, including filing the approval of site plans at the Registry of Deeds is the same.

Zoning Workshops and Hearings held: the temporary moratorium medical marijuana hearing allows for a temporary moratorium through June 30, 2014 or until the Town adopts a zoning bylaw that regulates medical marijuana. This was recommended at their Oct. 9, 2013 hearing and approved at the Oct. 2013 Town Meeting. A Workshop for a proposed zoning change was scheduled for Jan. 22, 2014 and another workshop was held to review the non-conformity on Rings Island.

f. Lisa Pearson CDBG CDF1 Grant Application

Ms. Pearson had appeared before the Selectmen on Dec. 9, 2013 outlining recommendations made by the Citizens Advisory Board of the CDBG grant submission. Tonight she was asking the Board for a final vote on the FY14 CDBG CDF1 Grant which is due no later than Feb. 14, 2014. The four recommended programs/projects: 1) funding the Girls & Boys scholarship program, 2) Pettengill House Emergency Assistance Program, 3) Lincoln Avenue/Howard George Court Phase II infrastructure project, and 4) continuation of the Salisbury Housing Rehabilitation Program.

Motion by Selectman Beaulieu, Second by Selectman Knowles; unanimously voted to approve the four classifications recommended by the Planning Director for the FY2014 CDBG CDF1 Grant.

g. Vote to Approve Veterans Tax Work-Off Guidelines

Ms. Gorniewicz explained that this program was voted on at the 2013 October Town Meeting and it is very similar to the senior citizen work-off tax abatement program in which 20 seniors are enrolled in. This is now being offered to veterans with no age requirement. She has been working with Liz Pettis and Ray Mace on these guidelines which mirrors pretty much those of the senior work-off program. She then gave a PowerPoint presentation highlighting the process, a copy of which is on file in the Selectmen's office as well as in the Assessor's office. Highlights include: types of jobs, amount of abatement and hours to be worked, application process, program rules governed by Mass. General Law as adopted at Town Meeting, ownership, maximum abatement, personnel exemptions and deferrals, treatment of "earned" income amount, and adoption of local program rules and regulations by the Board of Selectmen.

A copy of the guidelines had been given to the Board prior to the meeting, but at the conclusion of the presentation it was discovered that a page was missing; Ms. Gorniewicz said she would provide the missing information the next day.

Motion by Selectman Condon, Second by Selectman Knowles; voted to approve the guidelines contingent on their getting the complete paperwork. VOTE: 3 yeas – Selectman Beaulieu abstained. Motion carried.

V. Comments by Visitors - none

VI. Sewer/Water

VII. Correspondence - none

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.

Selectman Knowles said he questioned the Manager's letter that he sent to the Board of Health members re: his not wanting to re-appoint them. Mr. Harrington explained that he has been trying to work with them for over a year now and they won't cooperate. They are trying to instruct the Director on how and when to do inspections, etc. and that is not their role. Boards should know their role and take the proper initiative. No other Board acts as they do and he is not comfortable in how they are approaching businesses, etc. There's on-going disagreements as to what their role is and he doesn't wish to continue tangling with them any longer as to what their role should be.

X. Selectmen's Report

a. Ratification of Signing of Weekly Warrants:

Motion by Selectman Beaulieu, Second by Selectman Knowles; unanimously voted to ratify the signing of the following weekly warrants: W14-106 and W14-107.

XI. Executive Session - none

XII. Adjournment

Motion by Selectman Knowles, Second by Selectman Beaulieu; unanimously voted to adjourn at 8:43 PM.

Documents provided at the meeting and on file in the Selectmen's Office:
Minutes of Meeting of Dec. 9, 2013
Copies of new and amended licenses as listed
Assessor's info re: Veteran's property tax work-off abatement program
Town Manager's Report

Respectfully submitted:
Janet E. Flannery, Secretary

Approved: _____
Fred Knowles, Clerk