

BOARD OF SELECTMEN MINUTE SOF JUNE 10, 2013

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

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.

Re-Organization of the Board

At this time, Chairman Richenburg asked for nominations for Chairman.

Motion by Selectman Knowles to nominate Selectman Beaulieu for Chairman. Selectman Beaulieu declined – no Second.

Motion by Selectman Beaulieu, Second by Selectman Condon; unanimously voted to keep the Officers the same as the past year.

**II. Acceptance of Minutes
Minutes of May 13, 2013**

Motion by Selectman Condon, Second by Selectman Knowles; unanimously voted to approve the Minutes of May 13, 2013 with the following correction: page 3 – under Selectmen’s Report – 3rd paragraph: correct the second sentence to read “Selectman Hunt welcomed him to the Board and said he believes he will be a great asset to the Town.”

III. Old Business**General License – The Pasture at Pettengill Farm – 53 Ferry Road**

Motion by Selectman Hunt, Second by Selectman Knowles; unanimously voted to approve the General License for the Pasture at Pettengill Farm – 53 Ferry Rd.

IV. New Business**a. License Renewals:**

Motion by Selectman Hunt, Second by Selectman Knowles; 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: Say I Do – 10 First Street and Salisbury Speedway – 2 Broadway

Motion by Selectman Hunt, Second by Selectman Beaulieu; 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: Salisbury Speedway – 2 Broadway

b. New Licenses

Motion by Selectman Beaulieu, Second by Selectman Condon; unanimously voted to approve a **Common Victualer** license for The Deck – 179 Bridge Rd. However, Selectman Beaulieu pointed out that Selectmen’s licenses do not have anything to do with alcoholic beverages and he requested that it be stricken from the application. He also requested that “The Deck” be added to the Worker’s Compensation certificate.

Motion by Selectman Hunt, Second by Selectman Knowles; unanimously voted to approve a **Common Victualer** license for Family’s Chinese Restaurant & Bar – 139 Elm St. subject to the Worker’s Compensation certificate be provided when the restaurant opens.

Motion by Selectman Beaulieu, Second by Selectman Knowles; unanimously voted to approve a **General** license for TintAutos at 2 School Street six days a week (closed Wednesdays) from 12:00 noon to 8:00 PM.

Motion by Selectman Beaulieu, Second by Selectman Condon; unanimously voted to approve a **Entertainment** license to The Deck – 179 Bridge Rd. for Karaoke to be conducted on Monday – Saturday between the hours of 11AM – 11PM. However, if any complaints are received, the Board will call the applicant in to revise the hours.

c. License Amendments

Motion by Selectman Condon, Second by Selectman Beaulieu; unanimously voted to renew and amend a **General** license for Bridge Road Antiques and Used Furniture – 17-19 Bridge Rd. to include general merchandise

d. Committee Appointments

e. Update/Presentations: Police Chief and Liquor Commission

Chief Fowler reported the following activities since January: 7,023 calls, 436 medical aid calls, vehicle accidents, 137 arrests, 126 citations, and 125 parking tickets. He also made a power point presentation highlighting items of importance: the department's website has been totally re-vamped and he urged the public to view it and offer any suggestions they may have; pre-paid parking cards will be implemented at the beach this summer; a sergeant assessment center will be held in August to help fill a vacancy; new parking meter heads have been installed on Broadway; a special operations vehicle was provided free by the National Guard which will be helpful during storms and flooded areas. In closing, Chief Fowler announced that his Administrative Assistant's position will be coming vacant. He also spoke of the presentation he hosted that was made by the Newtown Ct. Police Chief and how he dealt with the aftermath of the shooting last December.

Gil Medeiros, Liquor Commission Chairman, announced the resignation of Kris O'Malley and urged the Board to fill the vacancy as soon as possible. He also reported that two licenses were given out: one to Anthony's and the other to Stripers and he is just waiting for the paperwork to come back from the State. A change is being made at Chin Chins with new ownership, and Good Fortune has received a full liquor license. All in all, he reported, the Commission has been working well with all the establishments. Commissioner Walsh said they are waiting for a secretary to be assigned and he knows the Manager is working on hopefully getting a secretary who is already working in Town Hall so she can be available to take calls during the day. The Commission has received requests from establishments to extend hours during the holidays but they are not inclined to allow it.

f. Mark Fitzgerald re: Possible Movie Production at Salisbury Beach

Mr. Fitzgerald is currently employed by Columbia Pictures and they have a scene in the Equalizer movie starring Denzel Washington that they would like to film at Salisbury Beach near Joe's Playland. They would like to film on Friday night, Sept. 6th and start prepping on Tuesday, the 3rd. They would like to erect a ferris wheel and turn the area in the movie into an amusement park. He has met with the Police Chief and DPW Director and tonight he would like to get the Board's "blessing" to talk with business and property owners in the area and get their support. He would like to come back in two to four weeks with another update as to where they are and he asked if there is anything the Board would them to do. Selectman Condon said he supports it completely in concept and feels it's a good thing for the Town, but it can't disrupt the operation of the businesses. Mr. Fitzgerald agreed and suggested having a site meeting so he could then walk the Board through everything. He also indicated that it won't cost the Town anything. He also assured the Board that everything would be returned to its original state.

Motion by Selectman Beaulieu, Second by Selectman Hunt; unanimously voted to approve continuing negotiations and work with the Town Manager and appropriate staff people in the Town.

g. Brad Kutcher re: Limited Dividend Requirement & Annual Compliance Report for 2011

Mr. Kutcher said his Accountant has the certified report and asked the Board if they want the certification or what do they need. Chairman Richenburg instructed Mr. Kutcher to send the final document into the Board of Selectmen, to the attention of the Affordable Housing Trust, and they will set up a meeting to review it. Mr. Kutcher said he will have it sent in this week.

h. Vote to Sign the Warrant for the Special State Election on June 25, 2013 for US Senator

Motion by Selectman Beaulieu, Second by Selectman Condon; unanimously voted to sign the Warrant as requested.

i. Vote to Renew Ambulance Contract with Cataldo

Mr. Harrington stated that Cataldo assumed operating the ambulance service in town earlier in the fiscal year, when AMR withdrew from servicing this area. Newburyport has renewed its contract with Cataldo for another three years and he is recommending that Salisbury renew also. The Fire Chief reviewed it thoroughly, since his department works most closely with the ambulance, and he is in agreement with the contract. The Manager stated that Cataldo has proven to be a reliable partner in the Town and both the Fire and Police Chiefs have given them a glowing report. Although they were not contractually obligated to do so, Cataldo assisted the Town in the winter storms and were a great help.

Motion by Selectman Beaulieu, Second by Selectman Condon; unanimously voted to approve the renewal of the Ambulance Contract for three years as recommended by the Manager.

j. Vote to Approve Discontinuance Request for Lot 32A – 4 Kendell Lane

Atty. Paul Gagliardi, representing the Park Owners at Kendell Lane, stated that the Board of Selectmen had received a request from the owners of the Park for a Discontinuance Permit for Lot 32A known as 4 Kendall Lane and it was then referred to the Rent Control Board. He then stated that all steps were taken that included a Public Hearing being held by the Rent Control Board on May 22, 2013 to respond to the request for a Discontinuance Permit for this Lot #32A; registered letters had been mailed to the abutters and no objections were received. The Rent Control Board then voted unanimously to grant the request for the discontinuance of Lot #32A, 4 Kendell Lane.

Motion by Selectman Condon, Second by Selectman Beaulieu; unanimously voted to approve the request for discontinuance of Lot #32A, 4 Kendell Lane.

V. Comments by Visitors

Mrs. Fisette and her daughter, Mary Andriotakis, spoke about the wall that was placed in front of the Thresher Memorial and addressed the problem of people not only writing on the wall, but also on the Memorial. They then showed photos of what was written and asked that the wall be move once and for all. Selectman Hunt said he viewed the wall and his impression was it was no place to put the wall. He called and spoke with Mr. Capalupo who said there would be a meeting of the Partnership and he indicated that it would be moved to another location. Selectman Condon also saw the wall and said what he read was despicable and doesn't believe moving it is going to cure anything and he requested that the Manager have the DPW Director remove it within 48 hours. Chairman Richenburg suggested having the Manager and the DPW Director work with Mr. Capalupo to remove the wall from the beach as soon as possible.

Bob White – 11 Atlantic Ave. addressed an article that appeared in the Daily News on Friday, specifically where Sen. Ives-O'Connor stated that the \$300,000 to purchase sand for Salisbury Beach has been removed from the State budget. He further said that since DCR has begun its restoration work fences have been replaced and there are no sidewalks and he asked the Selectmen to contact DCR, Rep. Costello, and Sen. Ives to get the money put back in the budget. He also provided photos of the beach before and after the storms.

Bruce Arakalian – 201 Elm St. requested the Selectmen to look at the notes taken by an employee regarding his project and asked that they speak with the gentleman proposing to do the work just to get a idea to see if the project is worth doing. Chairman Richenburg suggesting having the gentleman submit to the Board a detailed written proposal and if it is something the Board would like to consider, Mr. Arakalian would be notified.

Kevin Henderson – Atlantic Avenue – spoke about the parking lot at the reservation and said there was a trust fund set up when the rate was raised a few years ago, but nobody seems to know how monies from the fund are spent. He questioned where the funds are spent and suggested the Town contact the State and find out. He also said DCR doesn't return calls from citizens, but will return calls from Town officials.

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.

X. Selectmen's Report

a. Ratification of Signing of Weekly Warrants

Motion by Selectman Beaulieu, Second by Selectman Hunt; unanimously voted to ratify the signing of the following weekly warrants: W13-167 thru W13-187.

Selectman Beaulieu received a call from a resident thanking the Manager for his report updating the neighborhood that is affected by the flooding and the wall that is to be built. Selectman Beaulieu suggested that the next update be done at a Selectmen's meeting so that the public will know that the Board supports it.

Selectman Knowles reminded the public that the town parking lot is open and residents can purchase a pass for \$10.00 which will allow them to park in the lot for the season.

Selectman Hunt addressed potholes, lack of sidewalks, and surplus property. He said there hasn't been an auction of surplus for several years and feels this has to be done in a timely manner.

Chairman Richenburg congratulated Selectman Knowles for the job he did arranging the parade.

The next meeting is scheduled for June 24th.

XI. Executive Session - none**XII. Adjournment**

Motion by Selectman Beaulieu, Second by Selectman Hunt; unanimously voted to adjourn at 9:05 PM.

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

Minutes of May 13, 2013

Copies of licenses as listed

Information re: Movie Production

Handout from a Resident re: Restoring the Beach

Town Manager's Report

Respectfully submitted:

Janet E. Flannery, Secretary

Approved: _____
Fred Knowles, Clerk