

## **BOARD OF SELECTMEN MINUTES OF SEPTEMBER 8, 2014**

**PRESENT:** Selectmen Donald Beaulieu, Chairman; Ed Hunt, and Henry Richenburg  
**ABSENT:** Selectmen Condon and 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 August 11, 2014 and Special Meeting of August 25, 2014**

Motion by Selectman Richenburg, Second by Selectman Hunt; unanimously voted to approve the Minutes of the Special Meeting of August 25, 2014 as written.

Minutes of August 11, 2014 will be on the next agenda.

### **III. Old Business**

#### **a. Repair License – Gear Heads – 173 Lafayette Rd.**

Motion by Selectman Richenburg, Second by Selectman Hunt; unanimously voted to remove from the table.

The applicant, Jason Labonte, was present as requested because of complaints received from several neighbors. Chairman Beaulieu asked Jason if he was aware of any complaints of revving engines and racing cars up and down the driveway and he said he was not. Selectman Hunt said he goes by there often and looking at the driveway it is obvious there was burning of rubber. Jason said he rents the building, his operating hours are 8AM – 6PM Monday thru Friday and does not live on the premises so does not know what may go on after hours. His business specializes in auto repair, re-building and restoration and all work is done inside the building.

Chairman Beaulieu suggested that Mr. Labonte check with the people living on the property and if another tenant is doing the racing it behooves him to take down the license numbers of the vehicles and provide the information to the police department. Mr. Labonte said he would have no problem doing that during his regular business hours and would cooperate with the Police Dept.

Motion by Selectman Richenburg, Second by Selectman Hunt; unanimously voted to approve the license subject to Mr. Labonte contacting the neighbors causing the problems and his cooperating with the Police Dept.

#### **b. Special Event Permit – Steve Kazes & Dale David to Display Literature on Broadway**

Chairman Beaulieu questioned the Liability Insurance Certificate because it appeared to be a homeowner's policy and if that was the case the Town would not be protected if any incident occurred.

Motion by Selectman Richenburg, Second by Selectman Hunt; unanimously voted to approve the Permit subject to the applicant providing the correct liability insurance policy required by the Town.

### **IV. New Business**

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

Motion by Selectman Richenburg, Second by Selectman Hunt; 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: T&A Small Engine Repair – 42 Bridge Rd.

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

Motion by Selectman Richenburg, Second by Selectman Hunt; unanimously voted to approve a **General** License for Junk in The Trunk – 154 Elm St.

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Motion by Selectman Richenburg, Second by Selectman Hunt; unanimously voted to approve a **General** License for Fixation Retail Store, LLC – 158A Bridge Rd.

Motion by Selectman Richenburg, Second by Selectman Hunt; unanimously voted to approve a **General** License for Deux Amis Boutique – 50 Elm St.

Motion by Selectman Richenburg, Second by Selectman Hunt; unanimously voted to approve a **Special Event Permit** to the Winner's Circle for their 2<sup>nd</sup> Annual Cassidy's 5K race.

### **c. License Amendments - none**

### **d. Committee Appointments - none**

### **e. Update/Presentations: Conservation Commission/Police Station Study Committee**

Conservation Commission Chair was not present this evening.

Police Station Study Committee: Mr. Harrington stated that the Town undertook a capital needs assessment study last year focusing on the needs of the Police, Fire and DPW and it was decided that the police station was the most in need. He then introduced Ms. Janet Slemenda of the architectural firm of HKT who gave a power point presentation overview of the results showing schematic designs of the proposed site plan. Chief Fowler said the committee worked very hard to come up with a building that "fits" in with Salisbury while trying to address the concerns and questions of the neighbors.

Selectman Richenburg, who also sat on the Study Committee, said they did due diligence to come up with a building to meet the needs of the department and stay within the budget. He was also impressed with the intricacies of running a police department building. He complemented the architects and the department for the work they did.

Selectman Hunt said after looking at the old police station there's no doubt in his mind that the Town needs a new facility. It is a nice building but he would have liked to have had it in a different location. He visited the Hampton police station, which is huge, and said that the new one proposed for Salisbury is closer to what the Town needs. He thanked everyone involved.

Chairman Beaulieu stated he supports the new station, although he wasn't originally excited about the location. He also commended the committee.

Mr. Harrington said this process will continue – it still has to go through Conservation and the Planning Board. An open house is scheduled at the current station on Sept. 24<sup>th</sup> from 6 – 8 PM and on Sept. 29<sup>th</sup> there will be a meeting for the general public to come for another presentation, to look at the detail of the proposed building, and to ask questions. Going forward, the process has a long way to go, but several hundred hours have already been put into this project.

### **f. Discuss Re-Sale of LIP Unit at 135 Beach Rd. & Right of 1<sup>st</sup> Refusal**

The Town received a "Conveyance Notice" from the owner of the LIP Unit which required a vote of the Board of Selectmen to exercise their right of 1<sup>st</sup> refusal.

Motion by Selectman Hunt, Second by Selectman Richenburg; unanimously voted to waive their right of 1<sup>st</sup> refusal.

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### **g. Debbie Choate, Chair of Triton School Committee, re: Triton Stadium Project**

Ms. Choate addressed the Board, stating that she was here to remind them and to invite them to a meeting on Sept. 17<sup>th</sup> in the Triton Library at 7PM. This meeting will be about the Triton Stadium Project. The School Committee has been looking at restoring or replacing the stadium and are now ready to have a presentation. Anyone with an interest in this project is welcome to attend. However, it is very important that the Selectmen and finance people of the 3 towns have all the information they need in order to go forward. She also spoke about raising funds for the project. The Institution for Savings has donated \$525,000 which was earmarked for the new track, and the Triton Foundation has raised \$275,000. They now need to go forward requesting public funding. Presently, they are looking at \$2.3M that would have to be borrowed. In order for this project to be successful, they will need the support from all three Towns involved.

### **h. Vote to Approve Consent to Kopelman & Paige's Representation of Whittier Regional Technical High School**

Motion by Selectman Richenburg, Second by Selectman Hunt; unanimously voted that the Board has no objection to Kopelman & Paige's representation of Whittier Regional Technical High School and directed the Chairman to contact Kopelman & Paige informing them of this.

### **i. Vote to Approve FY2014-16 Contract for Police Patrolmen (NEBPA Local #15)**

### **j. Vote to Approve FY14-16 Contract for Police Superior Officers (NEBPA Local #35)**

Motion by Selectman Richenburg, Second by Selectman Hunt; unanimously voted to take agenda items "i" and "j" (police union contracts) up on September 22, 2014 in Executive Session.

### **k. Vote to Discontinue Portion of Main Street**

Motion by Selectman Richenburg, Second by Selectman Hunt; unanimously voted that the Board of Selectmen vote to ask the Salisbury Planning Board pursuant to G.L.c.41, §81I, to review and approve the discontinuance of a portion of Main Street as a public way. The area to be discontinued is located between the Northerly side of the paved portion of Main Street and the Southerly side of Assessors' Map 12, Lots 47, 48, and 49, and is shown as "Area of Discontinuance" on a plan of land entitled "Street Alteration Plan, Main Street, Salisbury, MA" prepared for the Town of Salisbury, Donahoe and Parkhurst, Inc., dated Oct. 10, 2010, (the "Street Alteration Plan") bounded and described as follows: Beginning at the Northeasterly corner thereof at a point North 28° 00' 38" East 0.21 feet from a drill hole in a Massachusetts Highway stone bound by the Southeasterly boundary of land now or formerly of Albert J. Johnson, thence running South 30° 49' 19" East 55 feet to an iron rod thence turning and running Southwesterly in four (4) courses; South 65° 37' 35" West 142.61 feet to an iron rod, thence South 63° 28' 37" West 146.53 feet to a spike, thence South 61° 57' 14" West 82.60 feet to an iron rod, thence South 60° 19' 36" West 149.67 feet to an iron rod at the Southwest corner thereof, then turning and running North 30° 49' 19" West 21 feet to a pin in an Essex County stone bound, thence turning and running North 59° 10' 41" East 519.97 feet to the point of beginning, containing 17,065 sq. ft. more or less all as shown on said plan.

### **l. Vote to Discontinue Portion of Park Street**

Motion by Selectman Richenburg, Second by Selectman Hunt; unanimously that the Board of Selectmen vote to ask the Salisbury Planning Board pursuant to G.L.c.41, §81I, to review and approve the discontinuance of a portion of Park Street as a public way. The area to be discontinued is partially located under a section of the Memorial School and extends west to where it intersects with Maple Street, and is shown as "Portion of Park Street to be Discontinued" on a plan of land entitled "A Portion of Park Street to be Discontinued, Salisbury, MA" prepared for the Town of Salisbury,

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Millennium Engineering, Inc., dated September 8, 2014, (the “Street Discontinuance Plan”) bounded and described as follows:

Beginning at a point on the Easterly line of Maple Street at the Northwesterly corner of the portion of Park Street to be discontinued thence running South 76° 10’ 22” East 104.84 feet thence turning and running South 39° 37’ 22” East 35.74 feet, thence South 13° 16’ 50” West 45.13 feet along the face of the building, thence North 39° 37’ 22” West 51.08 feet, thence North 76° 10’ 22” West 92.95 feet to a point on the Easterly line of said Maple Street, thence turning and running North 13° 49’ 38” East along the Easterly line of Maple Street 36.00 feet to the point of beginning, containing 5,123 sq. ft. more or less all as shown on said plan.

### **V. Comments by Visitors**

### **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 Richenburg, Second by Selectman Hunt; unanimously voted to ratify the signing of the following weekly warrants: W15-21 thru W15-35.

#### **b. Subcommittee Reports**

**Library:** The foundation and walls are in except for the one facing westerly, which will be left open until the interior underground fire and electrical is completed. Underground work will begin either this week or next – everything is going well.

**Lafayette Corridor Sewer Extension:** Moving forward – a meeting is scheduled for this Wednesday at 1PM, hoping to hear back as to what streets will be brought to Town Meeting. A representative from Weston & Sampson gave an update on the wells. Hoping to come back in March 2015 with a proposal for Town Meeting.

**Sewer & Water Rate Study:** A workshop is scheduled for the Selectmen as Water & Sewer Commissioners for next Monday, Sept. 15<sup>th</sup> at 6PM, then a public hearing will be scheduled for Sept. 22<sup>nd</sup> if appropriate.

**Town Common Re-Design:** A meeting was held recently and the consultant provided information as to cost and plantings, and this can be viewed on SCTV. Another meeting is scheduled for Sept. 17<sup>th</sup> at 9:30 AM to look at those figures and funding. After all information is received a presentation will be made to the Selectmen.

**Police Station Building:** Covered under the earlier presentation.

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Selectman Hunt gave a report on the Town's roads. He said he drove every road in Town and came up with 53 problem roads and 15 that had no problems. Most of the problems were potholes and he listed every hole on every road. He said a lot of work has been done on some areas, but there are still problems with sunken catch basins. He suggested that the DPW needs to take a look at the Town's roads. He would like to see some of the potholes taken care of before damage is done to people's vehicles and he asked the Manager to talk with the DPW Director and have him look at them. The Town Manager asked Mr. Hunt to provide him or Mr. Levesque with his list of streets that he believes needs attention.

Mr. Hunt then addressed the town parking lots. He said he believed revenue was lost due to the increase in parking rates and thinks the Town lost 1,200 cars at the beach this summer. The weather was better than last year, yet there was a decrease in the revenue taken in.

Mr. Hunt said he received a call from a lady close to Meaders Lane who said she spoke with Chief Fowler last year about putting a cone at the crosswalk and bus stop on Beach Rd. which may help in keeping the cars from speeding in that area. The Manager said he will pass this on to the Chief.

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

### **XII. Adjournment**

Motion by Selectman Richenburg, Second by Selectman Hunt; unanimously voted to adjourn at 8:55 PM.

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

Minutes of Special Meeting of Aug. 25, 2014

Copies of licenses as listed

Town Manager's Report

Respectfully submitted:

Janet E. Flannery, Secretary

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