

## **BOARD OF SELECTMEN MINUTES OF OCTOBER 20, 2014**

**PRESENT:** Freeman Condon, Vice-Chairman; Selectmen Ed Hunt, Henry Richenburg, and Wilma McDonald  
**ABSENT:** Selectman Donald W. Beaulieu  
**ALSO PRESENT:** Neil J. Harrington, Town Manager and Agnes Donovan, Secretary

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

Vice-Chairman Condon 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 September 22, 2014**

Motion by Selectman Richenburg, Second by Selectman Hunt; unanimously voted to approve the Minutes of September 22, 2014.

### **III. Old Business**

#### **Vote to Approve Layouts for Taft Street, Adams Street, Garfield Street, Washington Street, and Hayes Street**

Motion by Selectman McDonald, Second by Selectman Richenburg; unanimously voted to remove from the Table.

Neil Harrington, Town Manager, explained that this is a step in the process to officially accept the "Presidential" Streets as public ways. Mr. Harrington stated that the Selectman previously authorized to have the street layout done by Millennium Engineering; that the layout plan was submitted to and approved by the Planning Board, and that tonight we are here for the Selectmen to adopt the layout plan. The final step will be to have a Warrant Article to authorize the Board of Selectmen to acquire on behalf of the Town by gift, purchase or eminent domain the fee and/or easements in Adams Street, Garfield Street, Hates Street, Taft Street and Washington Street for all the purposes for which public ways are used in the Town of Salisbury.

Concerns were raised by residents Shirley Allard of Washington Street, and Janet Miller of Hayes Street. Their concerns included what was meant by eminent domain, and they asked questions about paving and sidewalks. Mr. Harrington responded and said he was aware of existing encroachments but he stated that the Town has no intention of disrupting homes. He stated that the Town wants to accept the streets legally in order to apply for a Federal Block Grant allowing for paving, sidewalks, curbing, and drainage pipe repairs and replacement. Mr. Harrington said the Town plans to have a series of public meetings and work out the details with the individual neighbors. He stated that the Town will look at all the issues and will work in conjunction with what the neighbors want.

Freemapn Condon said that tonight we are here to rectify what was done or missed in the past so the Town can move forward. He stated that the Town will listen to the residents.

Motion by Selectman McDonald, Second by Selectman Hunt; unanimously voted as follows:

Whereas the Board of Selectmen of the Town of Salisbury, acting pursuant to G.L.c. 82, Sections 21-24, having deemed that common convenience and necessity require the layout of public ways of Adams Street, Garfield Street, Hayes Street, Taft Street and Washington Street, hereby lays out the foregoing roads as town ways as shown on the plan referenced below, and

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Whereas the boundaries of said ways as laid out are shown on a plan entitled "Street Acceptance Plan Salisbury, MA showing Presidential Streets," dated September 19, 2014, prepared by Millennium Engineering, Inc. (5 sheets) which plan was referred to the Planning Board and which plan is hereby adopted as a part of this order, and all land lying within the above described boundaries of Adams Street, Garfield Street, Hayes Street, Taft Street and Washington Street are hereby laid out as town ways.

The aforementioned plan is hereby forwarded to the Town Clerk for filing and the foregoing layouts are hereby reported to the Town for acceptance.

### **IV. New Business**

#### **a. License Renewals - none**

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

Class I License for PRIDE Chrysler, Dodge, Jeep, Ram, Inc. – 158-160 Elm St.

Paul Bertoli, Vice President, appeared for the applicant. Mr. Bertoli stated that they are taking the existing property and creating a Chrysler, Dodge, Jeep, and Ram dealership. He stated they plan to improve the property and hire local people. Selectmen Richenburg and McDonald had concerns about the license. They stated that all the license filing procedures must be followed and in review some documentation/information was missing. These concerns were discussed and some were made a part of the contingency of issuing the license. Mr. Bertoli agreed to provide the information needed. Selectman Richenburg will investigate to determine if a Public Hearing is required. Vice Chairman Condon asked about the other businesses on the property and was told that the trucking company was moving and that the other business has a lease. Vice Chairman Condon asked about the time constraints and was told that the applicant needs the License for financing in order to open in mid-December.

Motion by Selectman Richenburg, Second by Selectman McDonald; unanimously voted to approve a **Class I License for PRIDE Chrysler, Dodge, Jeep, Ram, Inc. – 158-160 Elm St.** contingent on the applicant providing the following:

- Letter from the manufacturer stating that the applicant can sell their cars at this Salisbury site;
- Produce bond for the property if required (it was later determined that a bond was not required);
- A drawing showing the layout of where the cars will be parked;
- Sign-off letter from the Building Inspector stating this site is approved by zoning for this business,
- Compliance with all the requirements in the General Codes for the Town of Salisbury, specifically Chapter 23, Automobile Dealers and Repair Shops, §23-4 A. (3)(c)(d)(e).

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

#### **d. Committee Appointments**

**Board of Registrars** – 1 vacancy – 1 applicant: Karen Parent (Term to expire on 6/30/2016)

Motion by Selectman Richenburg, Second by Selectman Hunt; unanimously voted to appoint Karen Parent to the Board of Registrars for a term to expire June 30, 2016.

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**Cultural Council** – 2 vacancies – 1 applicant: Linda M. Somma (Term to expire on 6/30/2016)  
Motion by Selectman Richenburg, Second by Selectman Hunt; unanimously voted to appoint Linda M. Somma to the Cultural Council for a term to expire June 30, 2016.  
Vice Chairman Condon stated we should keep this active as we need one more applicant for this Council.

**Liquor Commission** – 1 vacancy – 1 applicant: Charlie Flynn (Term to expire on 6/30/2017)  
Motion by Selectman Richenburg, Second by Selectman Hunt; unanimously voted to appoint Charlie Flynn to the Liquor Commission for a term to expire June 30, 2017.

### **e. Update/Presentations - none**

**f. Approval of FY2013-2015 Contract with IAFF/PFFM Local 4694 (Firefighters Union)**  
Vice Chairman Condon asked for a Motion to Table this item in deference to Chairman Beaulieu who would like to take part in voting on this item.  
Motion by Selectman Hunt, Second by Selectman Richenburg; unanimously voted to Table the approval of FY2013-2015 Contract with IAFF/PFFM Local 4694 (Firefighters Union).

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

Kevin Henderson of Atlantic Avenue stated that the DCR does not own Salsibury Beach but that the citizens of the Commonwealth own the beach.  
Mr. Henderson thanked the kids who cleaned the beach, stating they did a great job.

### **VI. Sewer/Water**

### **VII. Correspondence**

- Letter from Xfinity advising the Board that effective December 18, 2014, Xfinity 3D will no longer be available and that customers are being advised via a bill insert.
- Letter from Xfinity advising the Town of Xfinity's municipal emergency/trouble reporting procedures and that this can be read at Town Hall.

### **VIII. Hearings**

### **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: W15-55 thru W15-64.

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

**Library:** Mr. Richenburg stated that the first floor stud walls are up, and that they have started the trusses for the second floor. He stated that this past week they tied in for water and sewer and that this project is moving along. Vice Chairman Condon thanked Henry Richenburg and others for their hard work.

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**Lafayette Corridor Sewer Extension:** Mr. Richenburg said that Weston and Sampson is getting ready to do borings and surveying. He stated that a letter went out with the tax bills notifying neighbors when the work would be done. Mr. Richenburg said that there will be proposals for sewer costs next spring.

**Sewer & Water Rate Study** - Mr. Harrington said this could be removed from the Agenda.

**Town Common Re-Design** - No update

**Police Station Building:** Mr. Richenburg said there had been a public meeting to allow the public to review the current plans for the new station. He stated there would be a warrant article for money to complete the final drawing, bid documents, and engineering costs.

**Selectman Hunt** thanked the DPW for correcting quite a few of the pot holes and cleaning catch basins.

He stated it is the DPW's responsibility to identify and fix pot holes. Selectman Hunt said he hopes that when residents see a problem or hazard that they contact the DPW for correction and closure of the problem.

Selectman Hunt recommended that the licenses should be reviewed prior to coming before the Board and that when a license comes before the Board of Selectmen it should be ready for a yes or no vote.

**Selectman Richenburg** announced that there would be a town wide Fall Festival at Lyons Park and everyone should come.

**Selectman Condon** reminded folks that the Town Meeting will be next Monday, October 27. He stated this is the public's chance to participate and vote on important issues. He thanked Neil Harrington and others for keeping the Blackwater River Flood Risk Management Project moving forward.

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

### **XII. Adjournment**

Motion by Selectman McDonald, Second by Selectman Richenburg; unanimously voted to adjourn at 8:47 PM.

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

Minutes of September 22, 2014

Copies of licenses as listed

Town Manager's Report

Correspondence

Respectfully submitted:

Agnes H. Donovan, Secretary

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