

MINUTES OF THE SALISBURY BOARD OF SELECTMEN MEETING
MONDAY, JUNE 25, 2018 – 7:00 PM
SALISBURY TOWN HALL, 5 BEACH ROAD
COLCHESTER ROOM

PRESENT: Selectmen Ronalee Ray-Parrott, Chairman; Wilma McDonald, Freeman J. Condon, Chuck Takesian, and Donna Abdulla

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

I. Call to Order/Salute to the Flag

Chairman Takesian 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 May 21, 2018 and June 11, 2018

Motion by Selectman Condon, Second by Selectman Takesian; unanimously voted to approve the Minutes of May 21, 2018 and June 11, 2018 as written.

III. Old Business – Congdon Auto Repair and Sales – 50 Elm Street

Chairman Ray-Parrott asked Mr. Congdon if 300 feet of fencing had been constructed and he said it was more or less; a new section was put up and the other section was used but in good condition. When asked again if it was 300 feet of new fencing, he said it was not. Selectman Condon said he was confused because Mr. Congdon had presented the Board a signed contract for 300 feet of new fencing and now he said that a new section was put up, but that the remainder of the fencing was a used section that was in good condition. He further said that Mr. Congdon had come before the Board and was upset because the Board hadn't approved the license, but what was required has not been done. Selectman Condon said he gets upset because Mr. Congdon doesn't do what he says he is going to do, and he was tired of excuses.

Motion by Selectman Condon, Second by Selectman McDonald; unanimously voted to place this item on the Agenda for the next meeting and if 300 feet of new fencing is not in place the Board will start the process to revoke Mr. Congdon's Class II License.

Selectman Condon said if Mr. Congdon does what he promises to do, he will vote to approve the license; otherwise, he won't.

IV. New Business

a. License Renewals:

Motion by Selectman McDonald, Second by Selectman Takesian; 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: Crossroads Marine Services – 31 Old Elm Street and Kathy's Dog Grooming – 10 Ferry Lots Lane

b. New Licenses

Motion by Selectman Condon Second by Selectman McDonald; unanimously voted to approve a **Common Victualer** to Burger King – 66 Main Street, contingent on the Board of Health's approval

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Special Event Permits

Motion by Selectman McDonald, Second by Selectman Takesian; unanimously voted to approve a **Special Event Permit** to the Salisbury Beach Partnership for their summer events at the top of Broadway – Center Stage from 6/23/18 through 9/1/18.

Motion by Selectman Takesian, Second by Selectman McDonald; unanimously voted to approve a **Special Event Permit** to the Salisbury Beach Partnership for the 2nd Annual Salisbury Christian Concerts on Wednesday nights from June 27th through August 29, 2018. Chairman Ray-Parrott wanted to make sure that no religious materials would be passed out. Mr. White said a tent will be set up and the material would be available to anyone who wants to take it.

Motion by Selectman McDonald, Second by Selectman Takesian; unanimously voted to approve a **Special Event Permit** to the Salisbury Beach Partnership for the Carousel Amusement Ride at the center of Broadway, June through September 16, 2018-

Motion by Selectman Condon, Second by Selectman Takesian; unanimously voted to approve a **Special Event Permit** to the Parks and Recreation Commission for a Cornhole Tournament on July 14, 2018

c. License Amendments - none

d. Liquor License Renewals - none

e. New Liquor Licenses

1-Day Liquor License for the Parks and Recreation Commission on July 14, 2018

Motion by Chairman Condon, Second by Selectman Takesian; unanimously voted to approve the one-day liquor license contingent on the Town receiving the Certificate of Liability.

f. Committee Appointments

Affordable Housing Trust – 3 openings – 1 applicant: *Diane Masiello

Motion by Selectman Takesian, Second by Selectman Condon; unanimously voted to re-appoint Diane Masiello to the Affordable Housing Trust for a 3-year term to expire on June 30, 2021

Library Trustees – 1 opening – 1 applicant: *Jeannette Lazarus

Motion by Selectman McDonald, Second by Selectman Abdulla; unanimously voted to re-appoint Jeannette Lazarus to the Library trustees for a 3-year term to expire on June 30, 2021

Planning Board – 2 openings & 1 alternate: 3 applicants: *John Doggett, Gil Medeiros, Ron Tony Giordano

Motion by Selectman McDonald, Second by Selectman Takesian; unanimously voted to table appointments to the Planning Board until the next meeting.

MINUTES OF THE SALISBURY BOARD OF SELECTMEN MEETING
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g. Update/Presentations: Police Chief/Harbormaster

Chief Fowler reported:

- Over the last 6 months since his last presentation, calls for service continue to grow by 9.9%.
- Arrests are down by 26, or 7%
- Motor vehicles crashes are down by 14 or 13%
- Personnel: Officer Jeff Green has graduated from the Police Academy; also, a Sergeant retired and an officer was promoted. Officer Green replaced that officer.
- The combined dispatch with Fire is going very well and the transition is complete.
- There were 20 opiate overdoses in the past six months, 17 of which fortunately were non-fatal. Officers still carry Narcan.
- The Department has continued the Outreach Program with the Pettengill House.
- Parking kiosks at the beach: 6 have been purchased and are all up and running. There have been 15,153 transactions since May 1st. People are urged to follow the screen by screen instructions when using the kiosks, but there are officers available to assist anyone having problems. The dispatchers have all been trained on how to use them and can walk anyone through the process if someone calls the police station.
- National “Night Out” is scheduled for August 7th. There will be an Open House, K-9 demonstrations and ID’s for children. This event is encouraged by all Police Departments countrywide.

Selectman Condon agreed that there is a learning curve on the parking kiosks and because of it he understands that the Town may lose some short-term revenue. Selectman McDonald suggested possibly having bilingual signs. The Chief said he is working with Ms. Pearson and the DPW Director on the signage and getting the proper signs, etc.

Ray Pike, Harbormaster gave a Powerpoint Presentation covering:

- Achievements encompassing the growth of the harbor department since 2004, including the training of his 10 assistants, on-the-water training, addition of the pump-out boat, extension of the docks to include a fireboat, new patrol boat and new motors and electronics, fishing at the town pier, jetty construction completed in 2016, and the reaching of an agreement re: the expansion of the Bridge Marina. He also gave a brief update on the 2017/2018 boater data
- Growth opportunities include mapping harbor bottom surfaces to generate real time charting, commercial & recreational clam fisheries, cleaner mooring fields layouts, fire prevention drills at marinas and islands with the Fire Dept. and the USCG, heavy weather boat handling training with the USCG, landscaping repairs at the town pier, community boating, water quality testing, Salisbury mooring fields permit updates.
- In closing Mr. Pike said the wait list is satisfied. Offers have gone to 100% of people on the list again this year during the first week of June: 2 are left from 2016, 3 from 2017, and 17 are paid up. There are some people remaining on the wait list to earn a spot in front of the pier.

A copy of the Harbormaster’s full report is available to review in the Selectmen’s Office.

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h. Vote to Approve Order of Taking Re: Amesbury-Salisbury Rail Trail Connector

@ I-95

Mr. Harrington explained that this Item and Item i. both relate to easements that need to be acquired so that the next phase of the rail trail can be put out to bid. In order to complete the process, the Board needs to vote to approve both orders of taking.

Motion by Selectman Condon, Second by Selectman Takesian; unanimously voted to approve the Order of Taking Re: Salisbury Rail Trail Connector @ I-95.

i. Vote to Approve Order of Taking Re: Salisbury Multi-Use Trail Extension (Border-to-Boston Trail)

Motion by Selectman Condon, Second by Selectman Abdulla; unanimously voted to approve the Order of Taking Re: Salisbury Multi-Use Trail Extension (Border-to-Boston Trail).

j. Vote to Approve PARC Grant Application Re: Partridge Brook Park

Ms. Pearson had previously appeared before the Board seeking permission to apply for a grant and is now looking to put a grant application forward for Phase II of the Partridge Brook Park project. This plan would include additional trails, a skate park, and putting an irrigation system in behind the fields of Partridge Brook Park.

Motion by Selectman Condon, Second by Selectman McDonald; unanimously voted to approve the PARC Grant application re: Partridge Brook Park

k. Vote Re: Adult Use Marijuana License Application Process

This item was brought up for discussion purposes. The Manager asked the Board to consider starting the application process for retail sales of recreational marijuana. The State law specifies the number of establishments for each city/town. The voters here in Salisbury have voted in favor and we are now prepared to move forward. The process that the Board had when considering the medical marijuana licensing was successful and the Manager was assigned the responsibility of overseeing it, doing the background checks and recommending the companies to the Board for licensure, and he suggested that the Board consider the same process for recreational marijuana. There is no timeframe, but Alternative Therapies Group, which already has been approved to operate a medical marijuana dispensary, is well versed in the process and is interested in selling recreational marijuana as well. The Manager said it would behoove the Board to sign a Host Community Agreement with Alternative Therapies if they meet all the qualifications, and then entertain proposals for the second recreational marijuana retail facility as well.

Motion by Selectman Condon, Second by Selectman McDonald; unanimously voted to move forward with the parameters outlined by the Manager.

l. Discussion/Vote on Revised July Meeting Date/Time

It was noted that the next meeting is scheduled for July 16, which is on the same date as the annual SBBA meeting, to which the Board has been invited.

Motion by Selectman Condon, Second by Selectman McDonald; to reschedule the meeting of July 16th to July 9th at 7PM. Discussion ensued and, due to other conflicts, that date did not work.

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Motion by Selectman Condon, Second by Selectman Abdulla; unanimously voted to amend the previous motion and schedule the next meeting for July 23, 2018 at 7:00 PM.

V. Comments by Visitors

VI. Sewer/Water

VII. Correspondence

- Notification from Xfinity Re: price changes in some packages.
- Letter from Trudy Holder resigning from the Planning Board. Motion by Selectman Condon, Second by Selectman Takesian; unanimously voted to accept her resignation with regret and to send a letter of thanks, as well as to post the vacancy.

VIII. Hearings

7:30 PM – Public Hearing and Vote to Approve a Liquor License for Salisbury Sports Pub, LLC

Selectman Abdulla recused herself at this time and left the meeting room.

Motion by Selectman Condon, Second by Selectman Takesian; unanimously voted to open the public hearing at 7:30 PM.

Chairman Ray-Parrott asked if there were any abutters present, or anyone wishing to comment on this license. No abutters were present, but Mr. Ron Tony Giordano of 44 Railroad Avenue spoke in support of the license and asked the Board to please grant the liquor license.

Motion by Selectman Takesian, Second by Selectman McDonald; unanimously voted to close the hearing at 7:40 PM.

Motion by Selectman McDonald, Second by Selectman Takesian; voted to approve the license for Salisbury Sports Pub at 3 Broadway.

Selectman Abdulla returned to the meeting after the vote was taken.

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 Signing of Weekly Warrants

Motion by Selectman Condon, Second by Selectman Takesian; unanimously voted to ratify the signing of the following weekly warrants: W18-191 through W18-198.

b. Subcommittee Reports

XI. Executive Session - none

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XII. Adjournment

Motion by Selectman Takesian, Second by Selectman Abdulla; unanimously voted to adjourn at 8:35 PM.

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

Minutes of May 21, 2018 and June 11, 2018


Copies of licenses as listed

Appointment/Re-appointment Letters

Town Manager's Report


Respectfully submitted:

Janet E. Flannery, Secretary

Approved: 
Donna Abdulla, Clerk

MEMORANDUM

To: Members of the Board of Selectmen

From: Neil J. Harrington, Town Manager 

Date: June 25, 2018

Re: June 25th Report to the Board

Outlined below is a summary of activities over the past two weeks. Please let me know if you have questions about any of these items.

1) Special Town Meeting

The warrant for the Special Town Meeting of June 30 was posted on Friday, June 15. There are two articles up for consideration. The first is approval of the appropriation necessary to fund the Triton FY2019 budget. It is important that the Town approve this article because the article that was approved at the Annual Town Meeting in May did not fully appropriate the funding necessary to meet our FY19 Triton assessment. Since Rowley voted to adopt the full Triton budget at its special town meeting on June 18, we are compelled to fully fund Salisbury's FY19 assessment. I am appealing to Salisbury voters to show up at our Special Town Meeting on June 30 and vote in favor of Article 1.

The second warrant article that will be voted upon on June 30 is the adoption of a 3% local excise tax on the sale of recreational marijuana in town. Since the voters in Salisbury voted in favor of legalizing adult-use recreational marijuana at the last Statewide election, we need to prepare for the licensing and eventual operation of retail marijuana outlets in town. State law allows local communities to impose up to a 3% tax on sales of adult-use marijuana, and these funds will provide an additional source of annual revenue for the Town, potentially as early as this coming Fall. After voting to adopt Triton's FY19 budget, we will be facing an imbalance in our budget of about \$549,000 and additional revenue from recreational marijuana sales could greatly help bridge this budget gap. I am recommending adoption of Article 2 on June 30 because if this local excise tax is not adopted now, we will have to wait until the Fall Town Meeting to do so, potentially costing the Town several thousands of dollars of needed revenue.

2) Warrant Advisory Committee

The Warrant Advisory Committee will be meeting on Thursday, June 28, at 7:00 PM in the Colchester Auditorium to hold its required public hearing on the warrant articles for the June 30 Special Town Meeting.

3) Annual Litigation Status Report

Attorney Thomas McEnaney of Town Counsel KPLaw has prepared his annual report on the status of pending town litigation and has indicated that he would be happy to meet with the BOS in executive session to review said report at a mutually convenient date in the near future.

4) DCR Dune Restoration Project

Over the past few weeks, the State Dept. of Conservation and Restoration has undertaken and completed a program to enhance several areas of Salisbury Beach that suffered erosion during this past winter's storms. DCR brought in about 4,000 cubic yards of sand and were able to accomplish the following:

- Access # 8, 9, and 10 – placed sand up and around exposed foundation system to support structural integrity for safe passage of visitors
- Beach Center – placed sand and sand fence to protect Town boardwalk, road and utilities
- Access # 2 – placed sand to allow for safe access
- Access #4 – placed sand to prevent flooding and to protect Town road and utilities
- Beach center – added extra sand as alternate to original scope of project

5) Water Restrictions

Following guidance from the State DEP, DPW Director Lisa DeMeo will be instituting restrictions on the outside use of water throughout the Town, effective immediately. These restrictions will be similar to those put into place in previous years, such as watering of lawns by odd-and-even numbered houses, no washing of cars, etc. This announcement will be posted on the Town's website and by signs placed around town. As you may have noticed, other towns in the area have already posted such signs.

6) DPW Director Completes Certificate Program

I am pleased to announce that our Council on Aging Director, Elizabeth Pettis, received completed her coursework and was awarded a Certificate in Local Government Leadership and Management from Suffolk University on June 19. Ms. Pettis was one of a group of professionals from several cities and towns who completed the one-year program, which is sponsored by the Mass. Municipal Association, in conjunction with Suffolk's Moakley Center for Public Management, and I was happy to join with Selectman Wilma McDonald at Liz's graduation ceremony to congratulate her on her achievement.