

**MINUTES OF THE SALISBURY BOARD OF SELECTMEN MEETING  
MONDAY, APRIL 22, 2019 – 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 Ray-Parrott called the meeting to order at 7:00 PM in the Colchester Room, Salisbury Town Hall. She then announced, per the Open Meeting Law, that this meeting is being recorded and broadcast live.

**II. Acceptance of Minutes  
Minutes of April 8, 2019**

Motion by Selectman Takesian, Second by Selectman Abdulla; unanimously voted to approve the Minutes of April 8, 2019 as written.

**III. Old Business - none**

**IV. New Business**

**a. License Renewals:**

Motion by Selectman Takesian, Second by Selectman McDonald; 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 Pushcart Caterers – State Reservation

Motion by Selectman Takesian, Second by Selectman Abdulla; 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: Bishop Farm – 7 Taft St. & Corner of Beach & County Rd. and Kaknes Landscape & Patio Supply – 109 Rabbit Road

Motion by Selectman Takesian, Second by Selectman McDonald; 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 Broadway Parking – 12 Broadway

Motion by Selectman Takesian, Second by Selectman McDonald; unanimously voted to approve a **Taxi Cab** license for Port Taxi – 50 Elm Street, issued by the Town Clerk

**b. New Licenses**

**c. License Amendments**

**d. Liquor License Renewals**

**e. New Liquor Licenses**

**Annual Beer & Wine License – Bull Brazilian Steakhouse**

Motion by Selectman Takesian, Second by Selectman McDonald; unanimously voted to schedule a Public Hearing on an application for a new Annual Beer & Wine License for the Bull Brazilian Steakhouse – 135 Bridge Road, to be held on Monday, May 13, 2019 at 7:30 PM.

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**f. Committee Appointments**

**g. Update/Presentations: Health Director**

**Jack Morris, Health Director reported:**

- He attended a meeting with the Town Manager and the Mayor of Amesbury to discuss how the Regional Services Agreement is performing, and things are going well.
- He is looking to make the ACO position 25 hours a week, starting July 1.
- The ACO is stepping up the dog beach patrols around No. End Blvd. and the South End.
- Public Health Nurse duties: he is looking to include emergency planning and having functional drills. If the Governor declares a State of Emergency, the State then pays for the nurses' time during that period.
- The housing inspection program is going well. Complaints have gone down to about two calls a month. Overall, the program is successful.
- He is trying to step up the review of the septic systems to expedite the process for applicants.
- As a reminder to dog owners, dogs are not allowed on the beach from May 1<sup>st</sup> to Sept. 15<sup>th</sup>. During the times they are allowed, they must be on a leash at all times and that includes anywhere in town.

Selectman Condon thanked him for all he does and he thinks he has one of the toughest jobs in Town and he does it well.

**h. Vote to Exercise Right of First Refusal on Property located at 5B Quail Circle, Salisbury**

Motion by Selectman McDonald, Second by Selectman Takesian; unanimously voted to not exercise the right of first refusal on the property located at 5B Quail Circle.

**i. Vote to Appoint Timothy Hunter as Records Access Officer for the Police Department**

Motion by Selectman Takesian, second by Selectman Condon; unanimously voted to appoint Timothy Hunter as Records Access Officer for the Police Department.

**j. Vote to Approve Host Community Agreement for Operation of a Retail Adult Use Recreational Marijuana Establishment**

Mr. Harrington had provided information from the three entities seeking to sign a Host Community Agreement for the operation of a retail adult use recreational marijuana establishment. Tonight's task for the Board is to exercise their preference for one of the three applicants.

Motion by Selectman McDonald to approve a Host Community Agreement for Evergreen Strategies to operate a retail adult use recreational marijuana establishment at 221 Lafayette Road; Second by Selectman Takesian; VOTE: 2 yeas; 3 opposed. Motion failed.

Motion by Selectman Condon to approve the Host Community Agreement for Ganesh Wellness to operate a retail adult use recreational marijuana establishment at 238 Lafayette Road, Second by Selectman Abdulla; VOTE: 3 yeas; 2 opposed – Motion carried.

Selectman Condon said that many times the Board has had to make tough decisions and this is one of those times.

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**V. Comments by Visitors - none**

**VI. Sewer/Water**

**a. Appeal of Ronald Laffely re: Requirements for Sewer Connection at 230 No. End Blvd**

Mr. Laffely addressed the Board in their capacity as Sewer Commissioners to discuss sewer hook-ups requirements as they pertain to his project on No. End Blvd. Presently the sewer lateral pipe is 4" and he was told by the DPW that he is required to replace the lateral with a 6" pipe. In addition to claiming that increasing the size of the pipe was not necessary, he noted that digging into North End Blvd. to do this work would add another \$35,000 to the project. He noted that the Town's sewer regulations are not clear on this issue, but since the existing pipe, according to his calculations, should be able to handle the sewer flows from the redeveloped property, he said that the Sewer Commissioners should decide whether they want to allow homeowners in similar situations going forward to be able to utilize their existing laterals or require that all existing 4" laterals be replaced. He said he would comply with the DPW's position on the issue as long as the Sewer Commission's intent was to be consistent going forward. Drawings were shown to the Board and lengthy discussion ensued, but the Board members felt they needed more information. Due to time considerations, it was the general consensus that this item be tabled and a special meeting be held within the week so the project would not be held up longer than necessary.

Motion by Selectman Abdulla, Second by Selectman Takesian; unanimously voted to table this item for 72 hours and to schedule a special meeting.

**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 Takesian, Second by Selectman Abdulla; unanimously voted to ratify the signing of the following weekly warrants: W19-182 through W19-190.

Selectman Condon commended on Lt. Anthony King's retirement from the Salisbury Police Dept. and congratulated him on his recent appointment as the new Police Chief in Stratham, NH. Mr. Condon thanked him for his years of service here and wished him well as Chief.

Chairman Ray-Parrott said the Town election will be the day after the next meeting and she noted that there needs to be more clarification of the implications of the override vote, which is on the ballot. If the other two towns in the Triton District adopt their Triton budget, which is likely, then Salisbury will have to pay what we have been charged. Therefore, it is very important that Salisbury approves the

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override, because if it fails there will likely be lay-offs with the Police, Fire and DPW Departments, as well as at Town Hall.

Mr. Harrington made it clear that the Triton budget override money will be spent on the Triton School District and if the override is defeated on election day, Triton will still get its entire assessment from the Town, but then he will be forced to cut Town services.

Selectman Takesian spoke in support of the override, and Selectman Condon agreed and said it's very important that it passes; it's critical to the Town's budget and to the Town's future.

**XI. Executive Session - none**

**XII. Adjournment**

Motion by Selectman Takesian, Second by Selectman Abdulla; unanimously voted to adjourn at 8:30 PM.

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

Minutes of April 8, 2019

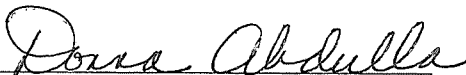
Copies of licenses as listed

Info re: Retail Adult Use Recreational Marijuana

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: April 22, 2019

Re: April 19<sup>th</sup> Report to the Board

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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) Home Rule Bill

The Town's Home Rule legislation, which seeks to merge the Ring's Island Water District with the Town's water distribution and billing system, has been assigned and had been referred to the Joint Committee on Municipalities and Regional Government. A hearing on the bill will be held on May 7 at the State House, and I will testify in favor of the bill. If the bill receives a favorable recommendation from the Committee and is adopted by the House and Senate and signed by the Governor, the Selectmen will then need to sign a Memorandum of Understanding with the RIWS Commissioners spelling out the terms of the merger and setting forth the terms for financing the replacement of the Bridge Road water main.

I am preparing a warrant article to present at the Annual Town Meeting in May to appropriate engineering funds from the Water Enterprise Fund to start survey and design work on the water main project as soon as the MOU is executed. Our goal is to have the project constructed so as to coincide with the planned re-paving of Rte. 1A from Newbury to Salisbury Square in 2021.

2) Town Meeting/Warrant Advisory Committee

The Committee will meet on Tuesday, April 23, at 7 PM in the Public Library to review the current status of the FY2020 budget and go over the draft warrant articles for the Annual Town Meeting. The budget is not yet balanced, but does include \$450,000 in revenue from the upcoming override for the Triton school budget. The warrant will be posted on May 3 and the WAC will hold its public hearing on all warrant articles on Thursday, May 9.

3) LED Street Light Conversion

The Town's contractor, Arden Engineering, has been working on this project for the past few weeks, and it is going well. The Town expects to receive several rebates and credits from its purchase of the lights from National Grid and the installation of the new energy efficient LED lighting, and the payback for the upfront costs of the project is anticipated at less than 3 years.

4) Contract Negotiations

I am currently in the midst of negotiating new collective bargaining agreements with five of the Town's seven unions, which is taking up a considerable amount of time. However, my goal

is to complete negotiations with all unions in time to submit a request to fund any salary adjustments in time for the Fall Town Meeting.

5) Regional Health Services Agreement

I met recently with Health Director Jack Morris and Mayor Gray from Amesbury to review the activities of the Health Dept. over the past several months. Our shared services agreement is working well, and both the Mayor and I are pleased that Mr. Morris, our shared Animal Control Officer and our restaurant, housing and septic inspectors are going a good job.