

**MINUTES OF THE SALISBURY BOARD OF SELECTMEN MEETING
MONDAY, JUNE 24, 2019 – 7:00 PM
SALISBURY TOWN HALL, 5 BEACH ROAD
COLCHESTER ROOM**

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

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

I. Call to Order/Salute to the Flag

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 June 10, 2019**

Motion by Selectman Ray-Parrott, Second by Selectman Takesian; unanimously voted to approve the Minutes of June 10, 2019 as written.

III. Old Business

a. Vote on Request for Sewer Extension to 39 Ferry Road

Motion by Selectman McDonald, Second by Selectman Takesian; unanimously voted to remove this item from the table.

Ms. DeMeo, DPW Director, was present to address Chairman Condon's question as to whether or not there would be any impact from Mr. Goodridge's project on the extension of sewer on Ferry Road in the future, if the Town decided to do so. Ms. DeMeo answered that, in her opinion, there should be no negative impact. She noted that she was adding a requirement that the proposed project include a stub at the intersection of Robert Road so any potential future sewer construction on this side street would be ready to go. She also said that the applicant will have an engineer overlooking the project and the final inspection would be done by the DPW. Chairman Condon said he was personally satisfied and indicated that he had spoken with Weston & Sampson on this matter and they had no concerns with the proposed project. No other concerns about the proposed project were raised.

Motion by Selectman McDonald, Second by Selectman Ray-Parrott; unanimously voted to approve the proposed sewer extension at 39 Ferry Road, contingent on the project including any condition imposed by the DPW Director.

b. Vote on Parking Policy at the South End of the Beach

Selectman Abdulla stated that the Police Chief and DPW Director are still working out the details, but indicated that a plan to allow overnight parking in the Town's beach parking lot by designating a certain portion of the lot for this purpose and selling parking passes to residents and property owners would be forthcoming shortly, but it would not be limited to those living on the south end of the beach.

Selectman McDonald indicated that she believes granting two passes for resident parking for each property on the south end of the beach is totally unworkable because there is not sufficient Town personnel to enforce such a plan; thus, she indicated she could not support the plan recommended by Mr. Housianitis.

Selectman Ray-Parrott said she was torn on the issue because she wants to support residents of the south end, but the Police Chief doesn't back the plan because he doesn't have the staff to enforce it.

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Selectman Takesian said he could not support the plan either without the Police Chief endorsing it, but he would like to keep the proposal alive for a “pilot program” for next year if the Town could find a way to budget extra funds for enforcement.

Chairman Condon said he learned a long time ago that you can’t solve one problem by creating another one, which is what this proposal does. He also noted that not all residents of the south end feel the same way as Mr. Housianitis does about enforcement, and that past experience shows that some of them will likely take matters into their own hands, as they have done in the past, which is unacceptable to him. Therefore, he said he would not support the plan.

Mr. Housianitis addressed the Board and said he was very disappointed. He noted that several residents from the south end of the beach served on the sub-committee and it was the unanimous vote of the group to recommend the residential parking pass program. He said he hopes that the Board will take this up again next year.

There were additional public comments on the proposed parking policy:

A woman from 195 Atlantic Avenue said she is very much in support of the parking policy because it is difficult to live on the south end of the beach without adequate parking for residents. She mentioned that yesterday was the first busy day of the season and people were parking everywhere and emptying their trash into her flower boxes.

A woman from 35 Atlantic Avenue said she is a new owner and thanked the Board for even considering doing something. She said she knows there are some towns who do have resident parking sticker programs and she appreciates the hard work that has to be done by the Committee to try to develop a solution. She said taking no action is really unacceptable because something has to be done to help the people who pay their taxes, and she hopes the Board will take this up again next year.

Selectman McDonald moved that the residential parking policy for the south end of the beach proposed by the study committee not be approved. The motion was seconded by Selectman Abdulla

Selectman Takesian moved that the motion be amended to include that next year the Town Manager and Finance Director consider budgeting enough money for enforcement of a potential “pilot program” for residential parking on the south end of the beach. The amendment was seconded by Selectman Ray-Parrott and approved unanimously. The main motion, as amended, was then approved unanimously

IV. New Business

a. License Renewals:

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: Bob’s Mobile RV Service – 78 Ferry Road and Crossroads Marine Services – 32 Old Elm Street

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b. New Licenses

Motion by Selectman Ray-Parrott, Second by Selectman Abdulla; unanimously voted to approve a **General** license to Beach Butler – 143 Lafayette Rd.

Motion by Selectman Ray-Parrott, Second by Selectman McDonald; unanimously voted to approve a **Common Victualer** license to Jilly's Pizzeria, Inc. – 8 Broadway (new ownership)

Motion by Selectman Ray-Parrott, Second by Selectman Abdulla; unanimously voted to approve a **Special Event Permit** to the Salisbury Beach Partnership for The Ramble scheduled for Aug. 24, 2019 at Salisbury Beach

Motion by Selectman McDonald, Second by Selectman Ray-Parrott; unanimously voted to approve a **Special Event Permit** to the Lions Club for their annual Voluntary Toll on July 13, 2019 (rain date July 20, 2019)

c. License Amendments - none

d. Liquor License Renewals - none

e. New Liquor Licenses - none

f. Committee Appointments

Harbor Commission – 3 openings for 3 years; 1 for 2 and 1 Alternate: 1 applicant – Charles MacLean

Motion by Selectman Ray-Parrott, Second by Selectman McDonald; unanimously voted to re-appoint Charles MacLean to the Harbor Commission for a 3-year term to expire June 30, 2022

Library Trustees – 3 openings for 3 years: 3 applicants – Dianne Masiello, Karen McInnis and Wilma McDonald

Before the vote, Ms. McDonald left the room.

Motion by Selectman Takesian, Second by Selectman Abdulla; voted to re-appoint Dianne Masiello, Karen McInnis and Wilma McDonald to the Board of Library Trustees each for a 3-year term to expire June 30, 2022. VOTE: 4 yeas; Selectman McDonald - absent

Historical Commission – 2 openings for 3 years: 2 applicants – Bev Gulazian and Jeffrey Salerno

Motion by Selectman Takesian, Second by Selectman Ray-Parrott; unanimously voted to re-appoint Beverly Gulazian and Jeffrey Salerno to the Historical Commission both for a 3-year term to expire June 30, 2022.

g. Update/Presentations: Police Chief, Conservation Comm., Harbormaster

Chief Fowler gave a power point presentation highlighting:

- From January to June, overall incidents are down but arrests are up by 6%.
- Motor vehicle crashes increased by 13.1%
- Opiate overdoses are down from last year, but there have been 15 overdoses so far this year, 3 being fatal. Fatalities are down and he feels it is due to the use of Narcan.

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- Last December the State started a “text 911” service enabling people to contact the police via their cell phone in case of an emergency.
- 12 more kiosks have been added to the parking lot at the beach. There have been 19,903 transactions since May 1st of this year; 73% were paid by credit cards and 20% by coins and bills. He gave an explanation of the locations of the kiosks.
- The National Night Out is scheduled for August 6th. There will be an open house at the police station, K-9 demonstration, and children ID kits will be made available, as well as crime scene information.
- In closing he wished everyone a great summer with a reminder that “if you see something, say something.”

Conservation Commission – the Chairman was not available to attend.

Harbormaster Ray Pike gave a power point presentation highlighting the following: his Department’s mission; the growth of harbor activities since 2004; personnel training; the status of fishing at the Town Pier, commercial and recreational clam fisheries; fire prevention drills at the marinas and islands; heavy weather boat handling training with the Coast Guard; water quality testing; and mooring fields permit updates. A copy of his presentation is available to review in the Selectmen’s Office.

h. Presentation Re: Proposed Marijuana Cultivation Facility at 187 Lafayette Rd.

Chairman Condon stated that the Board of Selectmen had met in a workshop with George Haseltine, co-owner of the proposed cultivation facility, and his partner, Brad Kutcher, to learn about the proposed facility, but for the public’s information he suggested that a presentation be made at tonight’s meeting.

Mr. Haseltine gave an informative overview of the facility, which is proposed to be located at 187 Lafayette Road. This is a vacant lot that will be used for cannabis cultivation and manufacturing employing 30-45 local employees. The site will be completely re-developed with a newly-built facility and grounds. Because they will be building the structure from the ground up, they will incorporate state-of-the-art odor control into the design from the start. They are committed to being good neighbors and will work with the community every step of the way to ensure that there are no unwanted odors being created by the facility.

Chairman Condon thanked Mr. Haseltine for coming and said that it is his intent to put this item on the agenda for a vote at the next meeting.

i. Vote to Approve Inter-Municipal Agreement with Town of West Newbury Re: Pump-Out Services and Enforcement of Harbor Regulations

Mr. Harrington explained that the proposed agreement now includes the enforcement of West Newbury’s harbor regulations by Salisbury personnel, in addition to pump-out services. This is a two-year agreement that needs to be approved by both Salisbury and West Newbury, whose Selectmen will be voting on the matter soon.

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Motion by Selectman McDonald, Second by Selectman Ray-Parrott; unanimously voted to approve the Inter-Municipal Agreement contingent on the outcome of West Newbury's vote.

j. Vote to Approve Easement for National Grid at 100 Lafayette Road

Mr. Harrington explained that this easement is for the Salisbury Elementary School property and is necessary to bring electricity service to the Partridge Brook playground.

Motion by Selectman Ray-Parrott, Second by Selectman Takesian; unanimously voted to approve the easement for National Grid at 100 Lafayette Road.

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

Mr. Harrington reminded the Board that the Salisbury Beach Betterment Association's annual meeting that is scheduled for the same time as the Selectmen's meeting in July and in the past the Board has moved the time of their meeting.

Motion by Selectman Ray-Parrott, Second by Selectman McDonald; unanimously voted to change the time of the July 15 Board meeting from 7:00 PM to 6:00 PM.

V. Comments by Visitors

VI. Sewer/Water

VII. Correspondence

The Board received a letter from Gina Park, resigning from the Planning Board effective June 26th because she is moving out of state.

Motion by Selectman McDonald, Second by Selectman Ray-Parrott; unanimously voted to accept Ms. Park's resignation with regret and to post the vacancy, as well as send a letter of thanks for her service.

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 Ray-Parrott, Second by Selectman Takesian; unanimously voted to ratify the signing of the following weekly warrants: W19-217 through W19-224.

Selectman Ray-Parrott reminded everyone that the COA will be having their "senior Olympics Day" on June 26th from 10AM – 1PM. She also mentioned that the Parks & Recreation Commission has paid for the pickle ball netting and balls that will be used on that day.

XI. Executive Session - none

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XII. Adjournment

Motion by Selectman Takesian, Second by Selectman Abdulla; unanimously voted to adjourn at 8:40 PM.

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

Minutes of June 10, 2019


Copies of licenses as listed

Appointment Request Letters

Town Manager's Report


Respectfully submitted:

Janet E. Flannery, Secretary

Approved: 
Chuck Takesian, Clerk

MEMORANDUM

To: Members of the Board of Selectmen

From: Neil J. Harrington, Town Manager 

Date: June 24, 2019

Re: June 24th 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) Beach Nourishment Projects

On June 18, I participated in a lengthy teleconference call with several State and Federal officials regarding the status of two important potential sources of sand to re-nourish Salisbury Beach and Plum Island, i.e., the potential dredging of the Piscataqua River in Maine and the Merrimack River. Currently, Salisbury has \$150,000 set aside to pay for the local portion of any sand that may come from the former project, and will also stand to benefit from the off-shore placement of sand from the latter project, at no cost to the Town. However, there was no time frame provided during the call for the possibility of either project becoming a reality because the federal funding is not in place.

There is much speculation about the potential placement of sand from the Merrimack River project directly on the beach in Salisbury, but the cost to the Town to pay for a portion of a study that would need to precede any such project, and the cost (and the Town's share) of the actual project, is so uncertain at this time that I could not commit that the Town would have the resources to make this happen. There is a requirement that the cost of this type of project be split between the federal government (65%) and the local non-federal sponsor (35%), which is this case, in the best-case scenario, would be DCR. Presumably, the Town would then split the 35% non-federal cost in some proportion with DCR.

However, no official from the Army Corps of Engineers could estimate what the construction cost of such a project would be, and without knowing how much the Town's participation might be, I am unable to commit an unknown sum of money from the Town's limited resources for such a project. Some attendees of the monthly MRBA meetings have interpreted my position to mean that the Town is unwilling to pay for additional sand to be placed on Salisbury Beach. I can assure you this is not the case, and if circumstances change, I am certainly open to asking for funding for onshore placement of sand, if the Town can afford it.

2) Opioid Lawsuit Briefing

On June 19, I attended a client update meeting in Framingham coordinated by several law firms who are representing communities throughout New England, including Salisbury, in a major national lawsuit against the manufacturers and distributors of prescription opioid drugs.

Attorneys Tom McEnaney and Lauren Goldberg of KP Law, one of several law firms involved in this suit, also attended. While the information presented and discussed at the meeting is protected by attorney-client privilege, I want to make sure the Board is aware of the fact that I am up to speed on the current status of the lawsuit and that I will inform you of any new developments going forward.

3) Chapter 70 Reform Meeting

Last week, I attended, along with two BOS members, a meeting held at Triton High School, hosted by State Senator Bruce Tarr and our area legislators, to discuss the current status of efforts underway in the Legislature to reform the Chapter 70 school aid formula. The meeting was attended by Supt. Forget, members of the Triton School Committee, and representatives of the three Trion member towns. As was discussed at the meeting, many of the changes being contemplated may benefit urban school districts, but not regional schools such as Triton, and there was significant concern expressed about whether we would be able to affect meaningful changes regarding funding for Special Education out-of-district placement and transportation costs before the final compromise legislation comes up for a vote in the House and Senate, which may happen over the course of the summer.