

**MINUTES OF THE SALISBURY BOARD OF SELECTMEN MEETING
MONDAY, DECEMBER 9, 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 7:03 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 November 4, 2019 and November 18, 2019

Motion by Selectman Ray-Parrott, Second by Selectman Takesian; unanimously voted to approve the Minutes of Nov. 4, 2019 and Nov. 18, 2019 as written.

III. Public Comment - none

IV. Old Business - none

V. New Business

a. License Renewals:

Motion by Selectman Takesian, Second by Selectman Ray-Parrott; unanimously voted to pull the Common Victualer application for Lee's Seafood – 5 Oceanfront.

Motion by Selectman Takesian, Second by Selectman Ray-Parrott; unanimously voted to waive the reading of the Common Victualer renewals.

Motion by Selectman McDonald, Second by Selectman Takesian; 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: Antonio's Pizzeria Pub – 188 Lafayette Rd. Lena's Seafood – 131 Rabbit Rd., Kitten's – 99 Bridge Rd., Winner's Circle – 211 Elm St., St., Northeast Ice Cream – Mobile ice cream truck, The Deck – 179 Bridge Rd., Hideaway Pub – 183 No. End. Blvd., Gracie's Bar & Grill – 5 Broadway, Nick's Place – 111 Lafayette Rd., Lee's Seafood – 5 Oceanfront, Nico's Place – 194 Elm St., Uncle Eddie's – 8 Oceanfront, Connie's Stagecoach – 95 Elm St., Sylvan Street Grille – 195 Elm St., Good Fortune – 2 Elm St., Tripoli Pizza – 15 Broadway, Dunkin Donuts – 192 Elm St., Dunkin Donuts – 15 Lafayette Rd., Annarosa's – 175 Elm St., Surfside – 25 Broadway, Seaglass – 4 Ocean Front No., Capri – 3 Central Ave., Happy's Fried Dough – 14 Broadway

Motion by Selectman McDonald, Second by Selectman Takesian; voted to renew a **Common Victualer** license for Lee's Seafood – 5 Oceanfront. VOTE: 4 yeas – Selectman Abdulla abstained.

Motion by Selectman Takesian, Second by Selectman Ray-Parrott; unanimously voted to pull the Entertainment applications for Joe's Playland – 10-12 Broadway and 15 Broadway

Motion by Selectman Takesian, Second by Selectman Ray-Parrott; unanimously voted to waive the reading of the Entertainment Licenses.

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Motion by Selectman Takesian, Second by Selectman Ray-Parrott; unanimously voted to approve the following entertainment licenses with the same conditions/restrictions that may have been on the original licenses and all subsequent renewals for: Antonio's Pizzeria – 188 Lafayette Rd. – 3 pool tables, Live Entertainment (2 licenses), Kitten's – 99 Bridge Rd. – 2 pool tables & 3 video games; live adult entertainment (2 licenses), Captain's Corner – 73-75 Main St. – arcade, Gracie's Bar & Grill – 5 Broadway – live music/juke box, The Deck – 179 Bridge Rd. – Karaoke/live entertainment/DJ, Hideaway Pub – 183 No. End Blvd. – juke box/acoustic music & trivia (2 licenses), Winner's Circle – 211 Elm St. – arcade/comedy/juke box, Uncle Eddie's – 8 Oceanfront – pool table/juke box/live entertainment. (3 licenses), Sylvan Street Grille – 195 Elm St. – live entertainment/juke box (2 licenses), Seaglass – 4 Ocean Front No. – live entertainment, Capri – 3 Central Ave. – live entertainment, trivia, soloists, Surfside – 25 Broadway – live entertainment/DJ, Blue Ocean Music Hall/Blue Ocean Event Center – 4 Oceanfront No. – live entertainment/DJ, Black Bear Campground – 54 Main St. – arcade

Motion by Selectman Takesian, Second by Selectman Ray-Parrott; voted to approve the entertainment licenses for Joe's Playland – 10-12 Broadway & 15 Broadway. VOTE: 4 yeas – Selectman Abdulla abstained.

Motion by Selectman Takesian, Second by Selectman Ray-Parrott; unanimously voted to remove the **Sunday** license entertainment renewal for Joe's Playland at 10-12 Broadway and 15 Broadway.

Motion by Selectman Takesian, Second by Selectman Ray-Parrott; unanimously voted to approve the Sunday licenses for: Captain's Corner – 75 Main St., Gracies Bar & Grill – 5 Broadway, Surfside – 25 Broadway, Winner's Circle – 211 Elm St., Blue Ocean Music Hall – 4 Oceanfront, and Seaglass – 4 Oceanfront.

Motion by Selectman Takesian Second by Selectman Ray-Parrott; voted to renew a **Sunday** license, with the same conditions/restrictions that may have been on the original license and all subsequent renewals for: Joe's Playland – 10-12 Broadway and 15 Broadway for their arcade. VOTE: 4 yeas, Selectman Abdulla abstained.

Motion by Selectman Ray-Parrott, Second by Selectman Takesian; 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: Joseph Wekelo – 207 No. End Blvd., and Driftway Parking – 6 Central Ave.

Motion by Selectman Takesian, Second by Selectman Ray-Parrott; unanimously voted to remove the **General** license renewal for Joe's Playland at 10-12 Broadway and 15 Broadway.

Motion by Selectman Takesian, Second by Selectman Ray-Parrott; 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: Golden Nails – 4 Elm St., Black Bear Campground – 2 Lena Mae's Way, Black Bear RV's – 54 Main St., and Black Bear Campground – 54 Main St.

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Motion by Selectman Takesian, Second by Selectman Ray-Parrott; voted to approve a **General** license to Joe's Playland – 10-12 Broadway and 15 Broadway. VOTE: 4 yeas – Selectman Abdulla abstained.

Motion by Selectman Ray-Parrott, Second by Selectman Takesian; unanimously voted to renew a **Class II** license, with the same conditions/restrictions that may have been on the original license and all subsequent renewals for: Chris Auto Body – 100 Elm St., Trans East Equipment – 67 Main St., Westside Trucking – 172 Elm St., Highland Motors – 205 Lafayette Rd., and Salisbury Auto Salvage – 16 Main St.

Motion by Selectman Ray-Parrott, Second by Selectman Takesian; unanimously voted to renew a **Class III** license, with the same conditions/restrictions that may have been on the original license and all subsequent renewals for: Salisbury Petroleum & Auto Repair – 157 Bridge Rd., and Salisbury Auto Salvage – 16 Main St.

Motion by Selectman Ray-Parrott, Second by Selectman Takesian; unanimously voted to renew a **Repair** license, with the same conditions/restrictions that may have been on the original license and all subsequent renewals for: Great Bay Autobody – 162 Bridge Rd., Stan's Place – 205 Lafayette Rd., Salisbury Petroleum & Auto Repair – 157 Bridge Rd., Harry's Auto Repair – 27 Elm St., Merry Motors – 124 Lafayette Rd., and Gray's Garage – 35 Elm St.

Motion by Selectman Takesian, Second by Selectman Ray-Parrott; unanimously voted to waive the reading of the Entertainment renewals.

Motion by Selectman Takesian, Second by Selectman Ray-Parrott; unanimously voted to remove the **Entertainment** license renewals for Joe's Playland at 10-12 Broadway and 15 Broadway.

Motion by Selectman Takesian, Second by Selectman Ray-Parrott; unanimously voted to renew an **Entertainment** license, with the same conditions/restrictions that may have been on the original license and all subsequent renewals for: Antonio's Pizzeria – 188 Lafayette Rd. – 3 pool tables, Live Entertainment (2 licenses), Kitten's – 99 Bridge Rd. – 2 pool tables & 3 video games; live adult entertainment (2 licenses), Captain's Corner – 73-75 Main St. – arcade, Gracie's Bar & Grill – 5 Broadway – live music/juke box, The Deck – 179 Bridge Rd. – Karaoke/live entertainment/DJ, Hideaway Pub – 183 No. End Blvd. – juke box/acoustic music & trivia (2 licenses), Winner's Circle – 211 Elm St. – arcade/comedy/juke box, Uncle Eddie's – 8 Oceanfront – pool table/juke box/live entertainment. (3 licenses), Sylvan Street Grille – 195 Elm St. – live entertainment/juke box (2 licenses), Seaglass – 4 Ocean Front No. – live entertainment, Capri – 3 Central Ave. – live entertainment, trivia, soloists, Surfside – 25 Broadway – live entertainment/DJ, Blue Ocean Music Hall/Blue Ocean Event Center – 4 Oceanfront No. – live entertainment/DJ, Black Bear Campground – 54 Main St. – arcade

Motion by Selectman Takesian Second by Selectman Ray-Parrott; unanimously voted to renew an **Entertainment** license, with the same conditions/restrictions that may have been on the original licenses and all subsequent renewals for: Joe's Playland at 10-12 Broadway and 15 Broadway. VOTE: 4 yeas – Selectman Abdulla abstained.

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b. New Licenses

Motion by Selectman Ray-Parrott, Second by Selectman Takesian; unanimously voted to approve a **Special Event Permit** to the Winner's Circle Running Club for their 34th Annual Hangover Classic Road Race on Jan. 1, 2020.

c. License Amendments - none

d. Liquor License Renewals - none

e. New Liquor Licenses - none

f. Committee Appointments - none

g. Update/Presentations: Health Director

Mr. Morris introduced Mr. Rick Berube who has been hired to work with him to help with the licensing of food establishments. He is the Deputy Director for Public Health in Amesbury and recently retired from the Town of Billerica. Mr. Berube said he is looking forward to working with Mr. Morris on behalf of Salisbury.

Mr. Morris further reported:

- His Department is in the midst of the 2020 license renewals and there are about a dozen that will be getting a late fee imposed for not renewing on time.
- A new ACO vehicle is in the process of being purchased by the City of Amesbury who will be splitting the cost with Salisbury. The new vehicle should be delivered in early spring 2020.
- Properties at 136 Beach Road and 95 Lafayette Rd. have just been put in receivership.
- The Health Dept. has been working with the DPW Director and Mike Colburn on the new Snack Shack at Lion's Park.
- With his own pending retirement and transition to part-time status and with the hiring of Mr. Berube, there will now be 2 people on call 24/7 starting in 2020. Amesbury and Salisbury will realize a savings of about \$10,000 yearly.
- Has been working with the Building Inspector for over a year to tear down vacant homes that are falling down as a result of storms at Salisbury Beach; some of these properties are now in receivership.

Chairman Condon welcomed Mr. Berube and told Mr. Morris he has a tough job, but does it very well. Selectman Ray-Parrott thanked Mr. Morris for his help with the snack concession stand.

h. Vote to Approve the 2020 Election & Town Meeting Schedule

Motion by Selectman McDonald, Second by Selectman Ray-Parrott; unanimously voted to approve the 2020 Election & Town Meeting Schedule as submitted by the Town Clerk.

VI. Sewer/Water

VII. Correspondence - none

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VIII. Hearings

7:30 PM – Stock Transfer for R&L Liquors – 105 Elm St.

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

Ms. Joan Regan, who is 25% owner of R&L Liquors, explained that this transfer is due to two partners doing a stock swap and another partner is ill and wants to transfer his stock to his brother. There were no questions from the Board.

Motion by Selectman Ray-Parrott, Second by Selectman Takesian; unanimously voted to close the hearing at 7:35 PM.

Motion by Selectman McDonald, Second by Selectman Ray-Parrott; unanimously voted to approve the stock transfer for R&L Liquors – 105 Elm St.

7:30 PM – Tax Classification Hearing

Motion by Selectman Ray-Parrott, Second by Selectman Takesian; unanimously voted to open the Public Hearing at 7:35 PM.

Ms. Gorniewicz, Chief Assessor, introduced Board of Assessors members Edward Gagnon and Sherry Volpone, and thanked staff members Kate White, Josephine Kohan and Rosemary Wilcox. She then provided a Tax Rate Classification Hearing summary for FY2020 to the Selectmen. Ms. Gorniewicz gave a PowerPoint presentation on the four options which the Board would be required to vote on as part of the requirements for setting the tax rate for FY2020. When discussing whether or not to adopt an Open Space Discount, Ms. Gorniewicz stated there were no properties in this class and she stated the Board of Assessor recommended not to adopt an Open Space discount. She then reviewed the impacts of a Residential Exemption and the Small Commercial Exemption. The final item presented to the Board was a review and discussion for setting the Tax Rate Factor. She also asked the Board to vote to allow the Chairman to electronically sign the LA5 Form on behalf of the Board. A copy of this presentation is on file in the Assessor's office.

Following Ms. Gorniewicz's presentation, Chairman Condon asked for comments from the public and there were none.

Motion by Selectman Abdulla; Second by Selectman Takesian; unanimously voted to close the Public Hearing at 8:05 PM.

Motion by Selectman Abdulla, Second by Selectman Ray-Parrott; unanimously voted to NOT adopt an Open Space Discount for FY2020.

Motion by Selectman Abdulla, Second by Selectman Ray-Parrott; unanimously voted to NOT adopt a Residential Exemption for FY2020.

Motion by Selectman Abdulla, Second by Selectman Ray-Parrott; unanimously voted to NOT adopt the Small Commercial Exemption for FY2020.

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Motion by Selectman Abdulla, Second by Selectman Ray-Parrott; unanimously voted to set a single Tax Rate Factor of 1.00 for FY2020.

Motion by Selectman Abdulla, Second by Selectman Ray-Parrott; unanimously voted to allow Freeman J. Condon, Chairman of the Board of Selectmen, to electronically sign the LA5 form on behalf of the Board of Selectmen.

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: W20-55 through W20-61.

Selectman Ray-Parrott clarified an article that recently appeared in the local newspaper about a "windfall" for schools that may occur as a result of the passage of the State's new education reform legislation. She noted that the current estimate for the amount of additional funding that the Triton Regional School District will gain from this legislation is only about \$47,000.

Selectman Takesian thanked her for clarifying that information. He then announced that Santa's Helper cancelled its annual auction for various reasons, one being that the organization is re-grouping. However, he wanted people to know that the program is still active and that people who are in need are being served and donations are being accepted.

XI. Executive Session

Chairman Condon announced that there is an Executive Session for the Board to consider the lease of Town-owned real property at 18 Maple Street, as holding such a discussion in open session may have a detrimental effect on the bargaining position of the Board.

Motion by Selectman Abdulla, Second by Selectman Ray-Parrott; unanimously voted to move into Executive Session for the purpose of considering the lease of Town-owned real property at 18 Maple Street. at 8:15 PM. Roll vote: Selectman Ray-Parrott – yea; Selectman Takesian – yes; Selectman Abdulla – yes; Selectman McDonald – yes; Chairman Condon – yes.

Chairman Condon announced that the Board would NOT re-convene in public session at the conclusion of the Executive Session, and that those in attendance will include member of the Board, the Town Manager, the Board's Secretary, and members of the Board of Trustees of the Boys & Girls Club of the Lower Merrimack Valley.

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XII. Adjournment

The meeting adjourned following the Executive Session at 9:10 PM.

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

Minutes of

Copies of licenses as listed

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: December 9, 2019

Re: December 9th Report to the Board

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

1) Conservation Agent Vacancy

Unfortunately, our second search process for a new Conservation Agent has not reached a successful conclusion, as our choice for the position informed us last week that he was unable to accept the position at the salary offered. Apparently, he is earning more money at his current job and asked us to consider increasing the salary range we had advertised for the position, which I declined to do. A third search is now underway, and the application period will remain open until the job is filled.

2) Lafayette Road Sewer Project

On November 20, the Lafayette Road sewer study committee met with Weston & Sampson, our consulting engineers, to review the status of the design work on the project and discuss the time frame for advertising and beginning the project. The final design is almost complete and should be finished by January, and permitting is being scheduled to begin now and also conclude in the beginning of 2020. The plan is for the project to be put out to bid in February 2020 and for construction to begin in April. The project is anticipated to take two full calendar years to complete. Acquisition of land for the Lafayette Road pump station has been completed and the Town will now work on acquiring land necessary for the Bayberry Lane/Jak-Len Drive pump station. Finally, approximately 500 feet of 6-inch, undersized water main on upper Lafayette Road will be replaced as part of the project, but the cost will be paid for by funds from the Water Enterprise Fund and not as part of the betterments for the sewer project.

3) Meeting with Legislators

On December 6, I joined several other Merrimack Valley mayors and managers in our semi-annual meeting with members of our legislative delegation. Staff from Congressmen Moulton and Trahan's offices attended as well. Issues discussed included the recently-enacted education reform bill; a new municipal coalition formed to lobby for upgrades to eastern Mass. commuter rail and other forms of public transportation; statewide affordable housing initiatives; and the newly-formed Merrimack River Task Force. The mayors and managers present thanked our legislators for their hard work on the education reform bill, and particularly their advocacy on behalf of regional schools on the North Shore and Merrimack Valley.