

**MINUTES OF THE SALISBURY BOARD OF SELECTMEN MEETING
MONDAY, FEBRUARY 13, 2023 – 7:00 PM
SALISBURY TOWN HALL, 5 BEACH ROAD
COLCHESTER ROOM**

PRESENT: Selectmen Chairman Chuck Takesian, Donna Abdulla, Wilma McDonald,
Ronalee Ray-Parrott, and Michael Colburn

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

Corrected Minutes of Jan. 9, 2023, and Minutes of Jan. 23, 2023

Motion by Selectman Ray-Parrott, Second by Selectman McDonald; unanimously voted to approve the corrected Minutes of January 9, 2023, and the Minutes of January 23, 2023, as written.

III. Public Comment – none

IV. Old Business - none

V. New Business

a. License Renewals:

Motion by Selectman Ray-Parrott, 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 Hodgie's Too of Salisbury – 136 Rabbit Road.

b. New Licenses

Special Event Permits:

Ride to End ALZ – Cycling event scheduled for 6/3/23 from 7AM – 4PM

Motion by Selectman Ray-Parrott, Second by Selectman McDonald; unanimously voted to approve.

April Fool's 4-mile Road Race – April 1st from 9:00 AM – 12:00 Noon, sponsored by The Winners Circle Running Club

Motion by Selectman Ray-Parrott, Second by Selectman Colburn; unanimously voted to approve.

Eastern States 20 Miler – March 26th from 12 noon – 4PM sponsored by Millennium Running

Motion by Selectman Ray-Parrott, Second by Selectman McDonald; unanimously voted to approve.

Kingpins Seasons Opener/Closer Car Shows – May 7th and October 15th from 9:00 AM – 4:00 PM at the Broadway Mall/Town Parking Lot

Motion by Selectman Ray-Parrott, Second by Selectman Abdulla; unanimously voted to approve.

c. License Amendments - none

d. Liquor License Renewals - none

e. New Liquor Licenses - none

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f. Committee Appointments

Affordable Housing Trust – Jerry Klima requesting re-appointment for a term to expire 6/30/24.

Motion by Selectman Ray-Parrott, Second by Selectman Colburn; unanimously voted to re-appoint Jerry Klima to the Affordable Housing Trust for a term to expire 6/30/24.

Harbor Commission – One vacancy expiring 6/30/23 – one applicant: Mike Tennis, who is presently an Alternate member.

Motion by Selectman Ray-Parrott, Second by Selectman Colburn; unanimously voted to appoint Mike Tennis to the Harbor Commission for a term to expire 6/30/23 and to post the alternate position.

Arts Lottery – One vacancy expiring 6/30/23 – one applicant: Sharon Smith

Motion by Selectman Ray-Parrott, Second by Selectman McDonald; unanimously voted to appoint Sharon Smith to the Arts Lottery for a term to expire 6/30/23.

g. Update/Presentations: Cemetery Commission

To be re-scheduled.

h. Vote re: Letter of Support for MA Dept. of Fish and Game Intent to Purchase of Certain Parcels of Land in Salisbury

The Mass. Dept. of Fish and Game requested a letter of support from the Selectmen regarding their purchase of certain parcels of land in Salisbury. The properties consist of 2 parcels containing a total of 10.84 (+/-) acres of wildlife habitat. The current use is predominantly open space in its natural condition and if acquired, the agency will retain the property as open space, protect and manage the wildlife resources, and provide public access for passive outdoor recreational opportunities, including wildlife observation, hunting, fishing and trapping.

Motion by Selectman Ray-Parrott, Second by Selectman Colburn; unanimously voted to endorse the letter of support and authorize the Chairman to sign it.

i. Vote to Clarify Expiration Dates of Terms of Members of the Zoning Board of Appeals

Mr. Harrington explained that a new bylaw was adopted at the 2022 Fall Town Meeting with the intention of making the Selectmen the new appointing authority for the Zoning Board of Appeals, replacing the Town Manager and establishing the terms of ZBA members, both full and alternate members, at 5 years. The Selectmen are now the appointing authority. Since there are 5 full members and they all serve for 5-year terms, he suggested that one member's term should expire every year, but not more than one. He has discussed this with some of the Selectmen and the following was proposed for consideration, based on the current seniority of the members of the ZBA:

For the term currently held by Mr. DePetrillo which expired on Dec. 31, 2021, vote to establish a new term to expire on June 30, 2024. Should he choose to apply for re-appointment his new term would extend until June 30, 2029.

For the term of the position currently held by Mr. Dana, scheduled to expire on Dec. 31, 2023, vote to establish a new term to expire on June 30, 2025.

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MONDAY, FEBRUARY 13, 2023 – 7:00 PM
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For the other two terms scheduled to expire on Dec. 31, 2023, held by Mr. Schillizzi and Mr. Rossetti, vote to establish a new term for Mr. Schillizzi's position to expire on June 30, 2026 and to establish a new term for Mr. Rossetti's position to expire on June 30, 2027.

For the position currently held by Mr. Fitzwater, vote to establish a new term to expire on June 30, 2028.

This will eventually result in one ZBA member's term expiring every year, in a 5-year cycle.

Since there are two ZBA alternate member positions with one vacant and one having recently being filled by the Selectmen, the following was recommended;

For Mr. Johnson's position, who was recently appointed, vote to affirm that his new term will expire on June 30, 2025.

For the vacant ZBA alternate position when it is filled, vote to establish that the term will expire June 30, 2024.

Motion by Selectman McDonald, Second by Selectman Ray-Parrott; unanimously voted to approve the recommended ZBA dates of terms as presented.

j. Vote to Amend and Update Certain Parking Rates at Salisbury Beach

Parking rate change recommendations for Salisbury Beach were provided to the Board by the Town Manager. The recommendations came from an internal working group that has been studying the issue of parking at the beach for the past several years. They are as follows:

Employee Parking Permit – increase current \$25.00 annual fee to \$50.00 annually

Resident Parking Permit – increase current \$15.00 annual fee to \$20.00 annually

Non-Resident Parking Permit – increase current \$75.00 annual fee to \$100.00 annually

All new fees to be effective on May 1, 2023.

Motion by Selectman McDonald, Second by Selectman Ray-Parrott, to put the recommendations on the floor for discussion. Following discussion, Selectman McDonald withdrew her motion.

Motion by Selectman Ray-Parrott, Second by Selectman McDonald; voted to amend the beach employee parking permit recommendation and increase this permit from \$25.00 to \$35.00. VOTE: 3 yeas, 1 opposed; Selectman Abdulla abstained. Motion carried.

Motion by Selectman Ray-Parrott, Second by Selectman McDonald; voted to adopt the Non-Resident Property Owner Parking Permit for \$20.00 for first sticker; \$100 for additional permits. VOTE: 4 yeas; Selectman Abdulla abstained. Motion carried.

Motion by Selectman Ray-Parrott, Second by Selectman Colburn; voted to support the remaining rates as recommended. VOTE: 4 yeas; Selectman Abdulla abstained. Motion carried.

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MONDAY, FEBRUARY 13, 2023 – 7:00 PM
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k. Vote to Approve Special Municipal Employee Status for the Position of “Dune Nourishment Project Consultant”

Mr. Harrington informed the Board that it is the Town’s intention to hire Tom Hughes as a consultant to assist the town and residents in applying for State aid for dune nourishment on Salisbury Beach and adjoining properties. This revolves around a recent storm that ravaged a portion of Salisbury Beach. After discussions with Town Counsel, Mr. Harrington said he was advised that since Mr. Hughes represents local property owners who appear before the Conservation Commission from time to time, it was advisable that the position of “Dune Nourishment Project Consultant” be made a Special Municipal Employee position in order to avoid any potential appearance of a conflict of interest for Mr. Hughes. He recommended that the Board approve this designation.

Motion by Selectman McDonald, Second by Selectman Abdulla; unanimously voted to approve the designation of Special Municipal Employee status for the position of “Dune Nourishment Project Consultant” as requested.

l. Vote to Approve 2nd Amendment to Host Community Agreement with Coastal Infusions, LLC

Motion by Selectman Ray-Parrott, Second by Selectman Abdulla; unanimously voted to table this item as requested by the Manager.

m. Vote to Approve and Submit FY2022-2023 CDBG Grant Application

Ms. Pearson, Planning Director, stated that since the last meeting, she had followed up with Town boards and commission, as well as the department heads, on their possible recommendations for the grant application. There was also a meeting of the Citizens Advisory Committee. She said it was recommended that the Town apply for the full \$1.35 million for the 2022-23 grant. She specifically suggested that the Town apply for the following activities: Meaders Lane neighborhood infrastructure Phase 2 including Gove, Meaders Lane extension and the section of Meaders between Gove and Meaders Lane extension, including roadway, drainage, sidewalks; Salisbury Housing Rehabilitation Program; Pettengill House Emergency Assistance Program; Boys & Girls Club Scholarship Program; Council of Aging Emergency Assistance Program; YWCA Childcare Assistance Program; and Our Neighbors Table meal program.

Motion by Selectman Ray-Parrott, Second by Selectman Colburn; unanimously voted to approve and submit the FY2022-2023 CDBG Grant Application as recommended.

n. Vote re: Change of Ownership of M.J.F. Bowery d/b/a Tens Show Club

Motion by Selectman Ray-Parrott, Second by Selectman McDonald; unanimously voted to schedule a Public Hearing for February 27, 2023 at 7:45 PM.

o. Vote re: Transfer of a Wine and Malt Beverage License from Amando Nushi; M.A.N. Restaurant, Inc. to Llazar Nushi, MAN Restaurant Group, Inc., DBA Stagecoach Restaurant, 95 Elm Street

Motion by Selectman Ray-Parrott, Second by Selectman McDonald; unanimously voted to schedule a Public Hearing for February 27, 2023 at 7:30 PM.

**MINUTES OF THE SALISBURY BOARD OF SELECTMEN MEETING
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p. Vote to Schedule a Public Hearing for a Proposed Alteration of Premises for Duford Associates, Inc. d/b/a The Winner's Circle, 211 Elm Street

Motion by Selectman Ray-Parrott, Second by Selectman McDonald; unanimously voted to schedule a Public Hearing for February 27, 2023 at 7:15 PM.

VI. Sewer/Water

VII. Correspondence

Xfinity notification of program changes.

VIII. Hearings

IX. Town Manager's Report

Mr. Harrington reported that he did not have a written report, but that he has been very busy interviewing candidates for the DPW Director's position and the vacant position of Chief Water Operator. He also noted that he had received an e-mail from the Town's electricity aggregation program consultant, Colonial Power, informing him that the utility market has undergone some changes and the Town is now able to offer a rate of 19.5 cents per kilowatt hour (kWh) for electricity supply to those customers who were previously enrolled in the Town's Community Choice aggregation program, but who had opted out and had been paying the National Grid supply rate of over 33 cents per kWh. He urged those people to check the Town's website for further information or contact Colonial Power directly via their website or by phone at 508-485-5858.

X. Selectmen's Report

a. Ratification of Signing of Weekly Warrants:

Motion by Selectman Ray-Parrott, Second by Selectman Colburn; unanimously voted to ratify the signing of the following weekly warrants: W23-85 through W23-95.

Selectman Ray-Parrott announced that the new skate park will be complete by this summer and that she is very excited to see this project come to fruition. The idea of a skate park had been suggested by two young people several years ago and she commended them for their diligence and involvement in helping to push for this new amenity, which will be located at Partridge Brook Park.

Chairman Takesian informed the community that two long-time firefighters would be retiring this month, and he wanted to take a moment to thank David Doyle and Michael Merritt for their service to the Fire Department. He wished them both a long and happy retirements and thanked them for their dedication to the Town.

XI. Executive Session - none

XII. Adjournment

Motion by Selectman McDonald, Second by Selectman Ray-Parrott; unanimously voted to adjourn at 8:00 PM.

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

Minutes of Jan. 9, 2023 and Jan. 23, 2023


Copies of licenses as listed

Town Manager's Report

Respectfully submitted:

Janet E. Flannery, Secretary

Approved: _____


Michael Colburn, Clerk