

**MINUTES OF THE SALISBURY BOARD OF SELECTMEN MEETING  
MONDAY, DECEMBER 12, 2016 – 7:00 PM  
SALISBURY TOWN HALL, 5 BEACH ROAD  
COLCHESTER ROOM**

**PRESENT:** Selectmen Wilma McDonald, Chairman; Henry Richenburg, Freeman J. Condon, Chuck Takesian, and Ronalee Ray-Parrott

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

**I. Call to Order/Salute to the Flag**

Chairman McDonald 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 November 14, 2016 and November 28, 2016**

Motion by Selectman Richenburg, Second by Selectman Takesian; unanimously voted to approve the Minutes of Nov. 14, 2016 and Nov. 28, 2016 as written.

**III. Old Business**

**Vote Re: Letter of Non-Opposition for Medical Marijuana Dispensaries**

Mr. Harrington had provided a Memorandum to the Selectmen outlining the information he received from the Town Administrator in Georgetown that included a copy of the Host Community Agreement between Georgetown and Healthy Pharms, which is the entity who proposed to operate a Medical Marijuana Dispensary there. Selectman Ray-Parrott thanked the Manager for the memo and said she found it very helpful and would be in agreement to go forward and talk with the one company that had attended the workshop held on Oct. 26 and who did have a location selected in Salisbury. Selectmen Takesian agreed and Selectman Condon concurred as well.

Motion by Selectman Ray-Parrott, Second by Selectman Takesian; unanimously voted to direct the Town Manager to contact the one company who has selected a location in Salisbury and ask them to submit their proposal for a Host Community Agreement, and also to contact the other two companies and advise them to do the same, but also inform them that unless they have a specific site selected, the Board would not provide them with a Letter of Non-Opposition or negotiate a Host Community Agreement with them.

**IV. New Business**

**a. License Renewals for 2017:**

Motion by Selectman Richenburg, 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: Congdon Auto Repair – 48-50 Elm St., and Westside Trucking – 172 Elm St.

Motion by Selectman Richenburg, 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 Congdon Auto Repair – 50 Elm St.

Motion by Selectman Richenburg, 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: Black Death – 25 Atlantic Ave., Rob Roy Auto – 49 Main St., Drew's Cycle – 72 Elm St., and Great Bay Autobody-Marine – 162 Bridge Rd.

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

Motion by Selectman Richenburg, 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: Foote's – 159 Beach Rd., Rico's Café – 6 Elm St., China Buffet – 6 Merrill St., Sylvan Street Grille – 195 Elm St., Antonio's Pizzeria – 188 Lafayette Rd., Wicked Waves – 18 Broadway, Honey Dew Donuts – 147 Bridge Rd., Normandy Lounge – 18 Broadway, and Niko's Place Roast Beef & Seafood – 194 Elm. St.

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

Motion by Selectman Ray-Parrott, 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: Black Bear RV's – 54 Main St., Hall's Towing – 205 Lafayette Rd., Black Bear Campground – 54 Main St., Another Look – 25 Bridge Rd., Black Bear Campground – 2 Lena Mae's Way, Salisbury Mini Mart – 192 Elm St., Golden Nails – 4 Elm St., Complete Car Cleaning – 106 Bridge Rd., Clover Club Boat Storage – 40 Bridge Rd., Crossroads Bait & Tackle – 32 Old Elm St., Crossroads Marine Services – 32 Old Elm St., David's Fish Market – 54 Bridge Rd., Cash for Gold – 158 Bridge Rd., All Natural Training – 6 Merrill St., American Landscaping – 68 Folly Mill Rd., Aurora Ballroom Dance School – 141 Bridge Rd., Elm St. Laundromat – 6E Elm St., Latitude Sports Club – 191 Elm St., Jocelyn Marine Services – 159 Bridge Rd., Carla's Cut 'n' Curl – 25 Old Elm St., Marine Towing & Charter – 39 Ferry Rd., Divided House – 145 Elm St., Cambridgeport Air Systems – 8 Fanaras Dr., Linda's Alpha-Omega Salon – 2 Elm St., Gordon's Sew & Vac Center – 54B Bride Rd., Beach Rose RV Park – 147 Beach Rd., Knight Oil – 126 Rabbit Rd., PV Engineering & Mfg. – 88 Rabbit Rd., Ramson Kennel – 29 Blacksnake Rd., Mattress Depot – 122 Lafayette Rd., Andover Healthcare – 9 Fanaras Dr., Charisma Hair & Nail Salon – 8C Beach Rd., Roberts Electric Supply – 154 Elm St., Riverfront Marine Sports – 33 Old Elm St., CDC Packaging – 2 Joy Rd., Ring's Island Marina – 14 1<sup>st</sup> Street, Croteau Enterprises – 138 Bridge Rd., Audiology Network Svcs. – 158 Bridge Rd., Cove Marina – 8 Friedenfels St., Bennie's Catering – Vending Truck, Bishop Farm – 7 Taft St., Joe's Playland – 10-12 Broadway, Joe's Playland – 15 Broadway, Bridge Marina – 179 Bridge Rd.

Motion by Selectman Richenburg, Second by Selectman Takesian; 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: Black Bear Campground – 54 Main St. – arcade, Joe's Playland – 10-12 Broadway – arcade, Joe's Playland – 15 Broadway – arcade, Captain's Corner – 73-75 Main St. – arcade & amusement center, Antonio's Pizzeria – 188 Lafayette Rd. – 2 pool tables/live entertainment (2 licenses), Normandy Lounge – 18 Broadway – Live Band & Juke Box (2 licenses), and Sylvan Street Grille – 195 Elm St. – Live Band & Juke Box (2 licenses)

Motion by Selectman Ray-Parrott, Second by Selectman Richenburg; unanimously voted to renew a **Sunday** license, with the same conditions/restrictions that may have been on the original license and all subsequent renewals for: Normandy Lounge – 18 Broadway, Joe's Playland – 10-12 and 15 Broadway, Captain's Corner – 75 Main St., and Antonio's Pizzeria – 188 Lafayette Rd.

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Motion by Selectman Richenburg, 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.

**b. New Licenses**

Motion by Selectman Ray-Parrott, Second by Selectman Richenburg; unanimously voted to approve a **General** license for Wilson Pool Service – 58 Main St., Unit A.

Motion by Selectman Condon, Second by Selectman Takesian; unanimously voted to approve a **Common Victualer** license to VASA – 175 Bridge Rd. (formerly Stripers)

**c. License Amendment – Renewal w/amendment (change in hours – extending hours and adding Sunday**

Motion by Selectman Ray-Parrott, Second by Selectman Takesian; unanimously voted to approve the **General** license for Vaughn Thermal Corp. with the amendment as requested.

**d. Committee Appointments - none**

**e. Update/Presentations: Police Chief/Liquor Commission**

**Police Chief Fowler** reported the following:

- For the last 6 months, comparing it to the same time period last year, calls for service increased by 2.8%; arrests were down by 6%; motor crashes were up by 7%; and opiate overdoses continue to increase. Early in 2016 he purchased 36 single use doses of Narcan, which was available through a new program, and he recently purchased 48 of the single use doses from Adapt Pharmacy at no cost because of the program.
- Personnel: there was one separation and one retirement. Two dispatchers were retired and have been replaced. In addition, funding for two new dispatcher positions was approved at the Fall Town Meeting; 21 people have applied and 15 will be interviewed either this week or next.
- The replacement of the parking kiosks at the beach has proven to be successful and he hopes to purchase more to replace the older meters. The Police Department was awarded just under \$100,000 to go towards drug prevention, education and enforcement, and to continue the Outreach Program with Pettengill House.
- Regarding Question 4, he noted that there is some confusion over the new law. He clarified that possession of marijuana up to one ounce is legal, except for people under 21 years of age, but that there will be no retail selling of marijuana until January 2018. Following the opening of retail establishments, marijuana use will only for private consumption and will not be allowed in public, especially where smoking is prohibited. The non-criminal fine for public use of marijuana will remain at \$300.

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**Mike Gilbert, Liquor Commission Chair**, reported the following:

- Five new liquor licenses have been approved for restaurants via a special act that was adopted by the Legislature, but no applications have been received. Also, there were a few first-time violations since his last report.
- The ABCC is going through modifying their communications from all paper to electronic.
- The Liquor Commission will be having a hearing soon on a new proposed fee structure; only new licenses from 2017 going forward will be affected.

**V. Comments by Visitors**

Natalie Donahue of 494 No. End Blvd. addressed the Selectmen regarding the re-location of the sewer line from 8<sup>th</sup> St. East to her mother's property and the way in which the family was notified, claiming there wasn't enough notice given and notification should have been in writing. She further stated that by moving the sewer line to where the Town suggested would make her mother's property uninhabitable. Mr. Harrington explained that the Town had offered to move the sewer line from 8<sup>th</sup> St. East and re-connect it to her mother's property through another parcel that members of the family own which fronts on North End Blvd, but representatives of the family who had met with him and Mr. Levesque this past summer said they didn't think this would be possible. They had asked that the sewer line not be moved over the summer, which the Town agreed to, but now that the end of the construction season is here, the Town needs to move the sewer line out of 8<sup>th</sup> St. East and that is why Mr. Levesque was moving forward with the project. Mr. Harrington also said that if the Donahues wanted a written notice before the project started, the Town would provide it to them, but the matter is in the hands of Town Counsel and an attorney representing the Donahues. Some discussion ensued but Mr. Harrington stated that since this matter is being handled between the Town's Attorney and their attorney, he couldn't say anything further. Chairman McDonald said that since both attorneys are talking to one another the Selectmen are not in a position to take any action at this time.

**VI. Sewer/Water**

**VII. Correspondence**

- Notification from the Mass. Historical Commission re: Round 23 of the Mass. Preservation Projects Fund grant program.
- Letter from Paul Turner informing the Board of his intention to resign from the Historical Commission.
- Two letters from the Triton Regional School District: one regarding the FY18 budget development process and the other being the official letter of certification for an amended budget for 2016/17.
- Letter of thanks from the Granite State Wheelmen for the Town's support on Sept. 24-25<sup>th</sup>.
- Two letters from Xfinity Re: information on price changes and changes of some channels.
- Letter from Comcast Re: college sports.

**VIII. Hearings**

**7:30 PM – Tax Classification Hearing**

Chairman McDonald stated that this is a Public Hearing for Tax Classification.

Motion by Selectman Richenburg, Second by Selectman Condon; unanimously voted to open the Public Hearing at 7:35 PM.

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Ms. Gorniewicz, Chief Assessor, provided a Tax Rate Classification Hearing summary for FY2017 to the Selectmen. She then gave a PowerPoint presentation on the four issues which the Board would be required to vote on as part of the requirements for setting the tax rate for this fiscal year; namely, whether to adopt an Open Space Discount, a Residential Exemption, and the Small Commercial Exemption, and setting the Tax Rate Factor. She said this is the standard process and nothing has changed from last year. A copy of this presentation is on file in the Assessor's office. Ms. Gorniewicz then explained the four options to the Board and entertained questions.

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

Motion by Selectman Richenburg, Second by Selectman Condon; unanimously voted to close the Public Hearing at 7:58 PM.

Motion by Selectman Takesian, Second by Selectman Condon; unanimously voted NOT to adopt an Open Space Discount for FY2017.

Motion by Selectman Takesian, Second by Selectman Condon; unanimously voted NOT to adopt a Residential Exemption for FY2017.

Motion by Selectman Takesian, Second by Selectman Condon; unanimously voted NOT to adopt the Small Commercial Exemption for FY2017.

Motion by Selectman Takesian, Second by Selectman Condon; unanimously voted to set a single Tax Rate Factor of 1.00 for FY2017.

**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 Richenburg, Second by Selectman Takesian; unanimously voted to ratify the signing of the following weekly warrants: W17-79 through W17-84.

**b. Subcommittee Reports**

**Lafayette Corridor Sewer Extension:** With the loss of the MassWorks Grant the committee is trying to find other sources of revenue that would be affordable to everyone involved.

**Police Station:** Mr. Richenburg reported that the end of the project is coming closer and closer.

Selectman Condon stated that he is involved in raising money to "Save the Red Wing" and he showed a tee shirt that is being sold. They are available at the Fire Station for \$15.00.

Selectman Ray-Parrott spoke about the article in today's Daily News about the two boys who are hoping to get some funding for a new skate park.

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Chairman McDonald reminded residents that the overnight parking ban is in effect from now through April 1<sup>st</sup>.

**XI. Executive Session - none**

**XII. Adjournment**

Motion by Selectman Richenburg, Second by Selectman Takesian; unanimously voted to adjourn at 8:50 PM.

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

Minutes of Nov. 14, 2016 and Nov. 28, 2016

Copies of licenses as listed

Information Re: Tax Classification Hearing

Town Manager's Report

Respectfully submitted:

Janet E. Flannery, Secretary

Approved: \_\_\_\_\_  
Ronalee Ray-Parrott, Clerk