

## BOARD OF SELECTMEN MINUTES OF JUNE 13, 2016

**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. Before saluting the flag, she asked for a moment of silence in to remember the victims of the recent mass shooting in Orlando, FL. She then announced, per the Open Meeting Law, that this meeting is being recorded and broadcast live.

### **II. Acceptance of Minutes Minutes of May 23, 2016**

Motion by Selectman Richenburg, Second by Selectman Condon; unanimously voted to approve the Minutes of May 23, 2016 as written.

### **III. Old Business - none**

### **IV. New Business**

#### **a. License Renewals:**

Motion by Selectman Richenburg, 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: A.J.I. Cleaning – 6D Sawyer Lane, Crossroads Bait & Tackle – 32 Old Elm St., and Crossroads Marine Svcs. – 32 Old Elm St.

#### **b. New Licenses**

Motion by Selectman Richenburg, Second by Selectman Condon; unanimously voted to approve a **Common Victualer** License to Ozzie's Fried Dough – 15 Broadway (new owner) to operate Sun. – Thurs. from 9AM – 12AM and Fri. & Sat. from 9AM – 2AM.

Motion by Selectman Condon, Second by Selectman Takesian; unanimously voted to approve a **General** license to Salisbury Energy – 157 Bridge Rd., (sale of gas only – formerly Salisbury Petroleum).

Motion by Selectman Richenburg, Second by Selectman Ray-Parrott; unanimously voted to approve an **Entertainment** license to Splash – 3 Broadway for a mechanical bull for Saturdays from 6PM – 1AM.

Motion by Selectman Condon, Second by Selectman Takesian; unanimously voted to approve a **Special Event Permit** to the US Army to have a recruiting table at Broadway on various dates in June, July and August.

Motion by Selectman Richenburg, Second by Selectman Takesian; unanimously voted to approve a **Special Event Permit** to Dale David for a Literature Display on the Beach Promenade from June through October.

Motion by Selectman Richenburg, Second by Selectman Takesian; unanimously voted to approve a **Special Event Permit** Lions Club for their annual voluntary toll in Salisbury Square.

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### **c. License Amendments**

Motion by Selectman Condon, Second by Selectman Takesian, unanimously voted to amend the name on the **General** license from Landscape Express to Kaknes Landscape & Patio Supply – 109 Rabbit Road.

### **d. Committee Appointments - none**

### **e. Update/Presentations: DPW Director**

Mr. Levesque announced that a water ban was put in effect on June 6. He explained that the restriction is because the Town has a water management plan which is regulated and monitored by DEP, and we are tied to the water levels of the Parker River, which is currently low. Regarding the well projects, the upgrade to Well #5 and the construction of Well #8 are substantially completed; before Well 6 can be put on line some of the wells will have to be shut off while that is being done and people will be notified. Overall, the well project is at 65% completion. Regarding the condition of cemeteries: He tries to have his department get into Long Hill every two weeks to clean it up, which is a large endeavor since it covers 16 acres whereas the other three cemeteries are 2 acres combined.

He also announced that the Seabrook Power Plant will be moving very large concrete containers tonight and tomorrow night, travelling from Seabrook harbor down route 286 to route 1 up to the Power Station. Another move will be done in a few weeks. He informed the Board that he did obtain a bond in the event any of the Town's roads are damaged.

As for other projects, improvements have been made to the beach restrooms, the "Little Red School House" was torn down, the new police station is coming along very well, and the Blackwater river project is moving along nicely with the Army Corps and the Town working together.

### **f. Vote to Approve Sale of Series A Bond Anticipation Notes for Energy Conservation, and Series B Bond Anticipation Notes for Water (Well #8), and Town Creek Culvert and Grant Aid Anticipation Note for 29 Elm Street Remediation**

Karen Snow, Finance Director, explained that the sale of these notes are necessary in order to roll over debt for projects that haven't closed out yet, or we are anticipating grants that haven't come in yet.

Motion by Selectman Ray-Parrott, Second by Selectman Takesian; unanimously

Voted: to approve the sale of the \$90,000 1.75 percent General Obligation Taxable Bond Anticipation Notes, Series A (the "Series A Notes") of the Town dated June 17, 2016 and payable September 15, 2016 to Eastern Bank at par and accrued interest, if any, plus a premium of \$0.00.

Further Voted: to approve the sale of the \$1,400,000 2.10 percent General Obligation Bond Anticipation Notes, Series B (the "Series B Notes") of the Town dated June 17, 2016 and payable September 15, 2016 to Century Bank at par and accrued interest, if any, plus a premium of \$4,200.00.

Further Voted: to approve the sale of the \$100,000 1.50 percent General Obligation Grant Aid Anticipation Notes (the "Grant Notes" and collectively with the Series A Notes, and the Series B Notes, the "Notes") of the Town dated June 17, 2016 and payable October 14, 2016 to Eastern Bank at par and accrued interest, if any, plus a premium of \$0.00.

Further Voted: that in connection with the marketing and sale of the Series A Notes and the Series B Notes, the preparation and distribution of a Notice of Sale and Preliminary Official form as may be approved by the Town Treasurer, be and hereby are ratified, confirmed, approved and adopted.

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Further Voted: that in connection with the marketing and sale of the Grant Notes, the preparation and distribution of a Notice of Sale and Preliminary Official Statement dated May 31, 2016, and a final Official Statement dated June 7, 2016, each in such form as may be approved by the Town Treasurer, be and hereby are ratified, confirmed, approved and adopted.

Further Voted: that the Town Treasurer and the Board of Selectmen be, and hereby are, authorized to execute and deliver a significant events disclosure undertaking in compliance with SEC Rule 15c-12 in such form as may be approved by bond counsel to the Town, which undertaking shall be incorporated by reference in the Notes for the benefit of the holders of the Notes from time to time.

Further Voted: that we authorized and direct the Treasurer to review and update the town's post issuance federal tax compliance procedures with such changes, if any, as the Treasurer and bond counsel deem sufficient in order to monitor and maintain the tax-exempt status of the series B Notes and the Grant Notes.

Further Voted: that each member of the Board of Selectmen, the Town Clerk and the Town Treasurer be and hereby are, authorized to take any and all such actions, and execute and deliver such certificates, receipts or other documents as may be determined by them, or any of them, to be necessary or convenient to carry into effect the provisions of the foregoing votes.

### **g. Vote to Convey Old Locust Street to David Pritchard**

Mr. Harrington explained that the Town recently went through the process of officially and finally discontinuing Old Locust Street as a public way, and at the Annual Town Meeting in May the voters approved a warrant article discontinuing the street and authorizing the Board of Selectmen to convey all the Town's right, title and interest in said discontinued old Locust Street on such terms and conditions, and for such consideration, as the Selectmen may deem proper. He further explained that to the east of Rte. 95, the former Old Locust Street runs directly through property owned by Mr. David Pritchard and he has expressed an interest in purchasing the land from the Town and combining it with his surrounding property. After having an appraisal of the land done he offered \$8,400 and in the opinion of Ms. Gorniewicz she said this is a fair offer and she requested town Counsel to draft a P&S Agreement for the Board to consider in which Mr. Pritchard agrees to purchase the land "as is". Mr. Harrington concurred with the opinion of Ms. Gorniewicz and requested that the Board vote to convey the property to Mr. Pritchard and to approve and sign the Purchase & Sale Agreement.

Motion by Selectman Condon, Second by Selectman Richenburg; unanimously voted to convey the property as described to David Pritchard as presented by the Town Manager.

Motion by Selectman Condon, Second by Selectman Richenburg; unanimously voted to approve and sign the Purchase & Sale Agreement.

### **h. Vote to Convey Property at 14 Washington St. (Parcel No. 27-26) to Jack & Annette Christian**

Mr. Harrington explained that the Town recently conducted a "Land of Low Value" auction of several properties previously taken by the Town via tax title. A few parcels did not sell at the auction, including a parcel on Washington Street which is unbuildable due to significant wetlands on the site, but the abutters, Mr. & Mrs. Christian have long expressed an interest in acquiring this parcel. At the Annual Town Meeting in May, voters approved a warrant article transferring the care, custody and control of this parcel to the Treasurer/Collector to the Selectmen for the purpose of conveyance and authorized the Board to convey the fee or any lesser interest in the foregoing lot on such terms and

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conditions and for such consideration as the Board in their discretion may deem proper. Recently Mr. Harrington and Ms. Gorniewicz met with the Christians and discussed the potential purchase. The parties agreed to a fair purchase price of \$5,000 plus \$45.16 for the remaining FY16 taxes and \$125.00 for the recording of the deed. Town Counsel has not drafted a P&S Agreement for this transaction, but will do so shortly and the Manager requested that the Selectmen vote to convey the parcel known as Assessors Map No. 27, Lot 26 to Jack E. and Annette M. Christian and vote to approve and sign a P&S when it is ready for signature.

Motion by Selectman Richenburg, Second by Selectman Condon; unanimously voted to approve the sale of the property at 14 Washington Street, parcel No. 27-26 on the terms outlined above and to approve and sign the P&S Agreement when completed.

### **i. Discussion of Board's Summer Meeting Schedule**

Selectman Takesian suggested moving the Board's meeting date from July 11<sup>th</sup> to July 25<sup>th</sup> because of a conflict with the SBBA's annual meeting. The Board was in full agreement and date was changed to July 25, 2016.

### **V. Comments by Visitors**

Mr. Bob White of 11 Atlantic Ave. asked what was going to happen to the old Police Station. He feels it would be a shame to leave it boarded up. Mr. Harrington said he needs to clarify with Town Counsel what can be done with the building. Mr. White also said that sometimes there are negative comments against Town officials, but he wanted to commend the Police Chief who was called out on his day off to tend to a young child who had been left alone in a locked car that was running; the Chief stayed by the car until the mother returned.

### **VI. Sewer/Water**

### **VII. Correspondence**

- Notification from Xfinity re: channel change information.
- Letter from Fred Knowles thanking everyone who took part in the Memorial Day parade.

### **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 Richenburg, Second by Selectman Takesian; unanimously voted to ratify the signing of the following weekly warrants: W16-196 through W16-203.

#### **b. Subcommittee Reports**

**Lafayette Corridor Sewer Extension:** Mr. Richenburg reported that Weston & Sampson has submitted a formal proposal for the final engineering work on Phases 2 & 3 of the project, and we will be signing a contract with them soon. They have already started their work and the engineering for Phase 2 and 3 should be completed next spring.

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**Police Station:** Mr. Richenburg reported that the project is moving along on schedule and the building should be opening late October/early November. However, once the building is done it won't be operational for about a month until everything is up and running.

Selectman Richenburg also noted that he attended the graduation at Triton this past Saturday, which went well even though it had to be held indoors due to rain.

Chairman McDonald reported that she attended the Firemen's Memorial Breakfast with about 80 people in attendance.

Selectman Takesian thanked Fred Knowles for the great job he does in planning the Memorial Day parade every year, especially this year where it had to be held inside because of rain. Three members of the Board and the Town Manager also attended.

### **XI. Executive Session - none**

### **XII. Adjournment**

Motion by Selectman Takesian, Second by Selectman Ray-Parrott; unanimously voted to adjourn at 8:04 PM.

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

Minutes of May 23, 2016

Copies of licenses as listed

Town Manager's Report

Respectfully submitted:

Janet E. Flannery, Secretary

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