

**BOARD OF SELECTMEN
MINUTES**

November 29, 2006

Board met in Regular Session at 7:30 p.m. in its Meeting Room in Abbot Hall.

Present (constituting a quorum):

Harry C. Christensen, Jr., Chairman
Jackie Belf-Becker
Judith R. Jacobi
James E. Nye
Jeffrey N. Shribman

Anthony M. Sasso, Town Administrator.

MINUTES. Motion made and seconded to approve the minutes of November 8, 2006 (regular and special sessions). Approved 4-0. Mr. Christensen voted present.

PERMISSION. Livestock. State Street. Robert Powers and John Tanguoso, co-owners of Maddies Sail Loft, 15 State Street were present to request permission to have a Clydesdale horse at 15 State on December 9 during the hours of 1:00 p.m. to 3:00 p.m. Related equipment to be placed in Crosby's parking lot. Motion made and seconded to approve subject to Police Department approval and that horse be tended to. All in favor.

LICENSING. One-Day Entertainment. State Street. Robert Powers requested permission to have a three piece acoustical band for a private party at Maddie's Sail Loft, 15 State Street. Motion made and seconded to approve a one-day entertainment license for the party on December 21 from 7:00 p.m. to 11:00 p.m. subject to no music being heard from the street and payment of the requisite license fee. All in favor.

APPOINTMENT. Director - Department of Public Works. Dana Snow, Superintendent of the Water and Sewer Commission was present in connection with his recent decision to take on the additional responsibility of Director of Public Works, as authorized by the Commission. Motion made and seconded to appoint Mr. Snow as the Director of the Department of Public Works with an effective date of March 25, 2007. All in favor.

TOWN MEETING WARRANT. Motion made and seconded that the Annual Town meeting be held on Monday, May 7, 2007 at 7:45 p.m. at Marblehead Veterans Middle School Auditorium, at Duncan Sleight Square, 217 Pleasant Street. All in favor.

Motion made and seconded to open the Warrant for the May 7, 2007 annual Town Meeting. All in favor.

Motion made and seconded to close the Warrant for Town Government Boards and Commissions on Wednesday, January 24, 2007 at 5:00 p.m. All in favor.

Motion made and seconded to close the Warrant for the General Public on Wednesday, January 31, 2007 at 5:00 p.m. All in favor.

TRAFFIC AND SAFETY. Signage. Maple, Tedesco and Humphrey (“Bailey Square”) Recommendation from Lt. Dave Millett, Police Department that the Selectmen vote to approve the following changes at Bailey Square:

1) Rescind the “No Turn on Walk” signs and remove relative signage immediately; and

2) Impose a regulation as follows:

“No Turn on Red” 7:30 a.m. to 8:30 a.m. and 2:00 p.m. to 3:00 p.m.

If approved, the following signage will be installed:

One sign onto the mast supporting the traffic signal facing Maple Street;

One sign posted onto the existing pole at the corner of Maple and Tedesco Street (facing Maple Street); and

One sign relating to the effective time frame to added to the existing “No Turn on Red” sign at the corner of Maple and Humphrey Streets (facing Humphrey).

The following motions were made in connection with Lt. Millett’s recommendation:

Motion made and seconded to rescind “No Turn on Walk” signage. All in favor.

Motion made and seconded to accept the regulation as described. Four opposed. One in favor.

Motion made and seconded to impose regulation as follows:

“No Turn on Red” during the hours of 7:30 a.m. to 3:00 p.m., Mondays through Fridays for a trial period of sixty (60) days and regulation to be reviewed on January 24.

Motion made and seconded to amend the motion as follows:

“No Turn on Red” during the hours of 7:30 a.m. to 3:00 p.m. on school days for a trial period of sixty (60) days and regulation to be reviewed on January 24. Four in favor. One opposed.

Motion made and seconded to increase enforcement at the location and have the Traffic and Safety Committee report back to the Board on January 24, 2007. All in favor.

BOARD OF ASSESSORS. Classification Tax Allocation Fiscal Year 2007. John P. Kelley, Chairman of the Board of Assessors appeared with Michael Tumulty, Assistant Assessor and Nancy McCarthy, board member to provide a report on information necessary for votes to be taken on tax exemptions that would shift local taxes from the residential class to the commercial, industrial and personal property classes. The three categories of exemptions to be voted on are as follows: Open Space, Small Commercial and Residential. After discussion, motion made and seconded to not allow a minimum exemption of 25% for all property classified as Open Space. All in favor. Motion made and seconded to not allow a maximum exemption of 10% of assessed value of small commercial property. All in favor. Motion made and seconded to not allow an exemption of up to 20% of the average assessed value of all Class I residential parcels. All in favor. Motion made and seconded to keep the residential factor at 100%. All in favor.

NOTICE OF MEETING. State of the Town. Meeting to be held on December 19 at 6:30 p.m. in the Selectmen's Meeting room.

ENERGY STAR CHALLENGE. Kathy Leonardson, 17 Cloutmans Lane was present to give an update on the Energy Star Change a Light, Change the World Challenge (challenging the Town of Swampscott).

GIFT. Sound System. Joyce Elliott and Fran Levy-Freiman, members of the Rotary Club of Marblehead Harbor were present to announce the Rotary's gift of a sound system for use in the Abbot Hall auditorium. Motion made and seconded to accept the gift and send a letter of thanks. All in favor.

OLD & HISTORIC DISTRICTS COMMISSION. Preservation Restriction Agreements. Motion made and seconded that the Selectmen approve the Preservation Restriction Agreement executed in favor of National Architectural Trust, Inc. and signed by Walter and Gina Jacobs, 24 Goodwins Court and to authorize Harry Christensen to sign the agreement on behalf of the board. All in favor.

TOWN PROPERTY. Surplus. Motion made and seconded to declare the following items surplus and no longer needed for municipal use:

1991 Ford Explorer

1987 GMC Utility Body Truck. All in favor.

NOTICE OF SALE. Town Property.

You are hereby notified that under the provisions of Massachusetts General Laws Chapter 30B Section 15, it is the Town of Marblehead's intention to sell by sealed bids due on or before Monday December 18, 2006 at 10:00 AM in Abbot Hall the following described items which have been declared surplus by the Town of Marblehead:

One 1991 Ford Explorer (Fire Department)
One 1987 GMC Utility Body (Building Department)
Six 72" Locke mowers (Cemetery)
Two trailers (Cemetery)
One Dempster 75 cubic yard Transfer Trailer #6 (Board of Health)
One 1985 Steco 75 cubic yard Transfer Trailer #7 (Board of Health)
One Steco 75 cubic yard Transfer Trailer #8 (Board of health)
One 1975 Stationary Compacter and Power Unit (Board of Health)
Four 6' Fiberglass Prams (Recreation, Park and Forestry Commission)
One 8' Aluminum Pram (Recreation, Park and Forestry Commission)
One 1992 Buick Skylark (School Department)
One 1988 Mitsubishi Pick up truck (School Department)
One 1992 Ford Utility Truck (School Department)
One 1998 Ford Explorer (School Department)

All items are available for inspection by arrangement as specified in the bid documents. Bid documents are available at the office of the Board of Selectmen after 8:00 AM on Thursday December 7, 2006. All items will be sold to the highest bidder "as is" with no guarantees and/or improvements to the items. The successful bidder(s) will be required to pay the full bid amount no later than 30 days after the date of said bid opening. The bids will be opened in public and read aloud at 10:00 AM on Monday December 18, 2006. The town reserves the right to reject any and all bids, or any part of such bid, if it is in the best interest of the town.

RELEASE OF MINUTES. Executive Session. Motion made and seconded to release the following Executive Session Minutes: December 1 and 8, 2004; January 29, 2005; December 14, 2005; February 8, 2006; March 8 and 22, 2006; April 5 and 26, 2006; September 13 and 27, 2006; October 25, 2006 and November 8, 2006 afternoon meeting. All in favor.

PERMISSION. Use of Town Property. Washington St. Request by The Old North Church Youth Group c/o Heather Brine Martin, 18 Pearl Street to sell holiday items in front of DS Designs, 158 Washington Street on Saturday, December 2 from 9:30 a.m. to 2:00 p.m. Motion made and seconded to approve. All in favor. Sales to fund a Habitat Trip to Tarboro, NC this spring.

TRAFFIC AND SAFETY. Christmas Walk Preparation. Washington Street between Middle and Rockaway Streets. Washington Square at Lee Street. Clark Landing. Front, Water, State and Darling Streets.

Request from Lt. Dave Millett, Police Department that the Selectmen vote to approve the following changes

Close Washington Street between Middle Street and Rockaway Street and close Washington Square, in its entirety, at Lee Street on Friday, December 1 during the hours of 6:00 p.m. to 8:00 p.m. for the Annual Tree Lighting at Abbot Hall scheduled to commence at 7:00 p.m.

Close Clark Landing during the hours of 8:00 a.m. to 11:30 a.m. for the arrival of Santa and the Annual Parade scheduled between the hours of 10:00 a.m. and noon.

Close Front Street from Water Street to State Street and all of Darling Street from 9:30 a.m. to noon to facilitate the staging and departure of the parade.

All in favor.

PERMISSION. Sandwich Boards. Motion made and seconded to approve the following requests to place sandwich boards on the dates and at the locations noted.

Someone Else's Child Foundation – Diane Christian

Week of December 11:

Lafayette & Humphrey (and Abbot Hall pathway during the hours of 5:00 pm to 10:00 pm on December 16 for the foundation's event that day at Abbot Hall.)

US Coast Guard Auxiliary - Bob Cusack.

Week of December 25:

Lafayette and Maple; Lafayette and Humphrey and Pleasant and Essex.

Week of January 1:

Tedesco and Humphrey; Beach and Ocean and Atlantic at Seaview.

Tower School – Elizabeth D. Parker

Week of January 1:

Pleasant and Essex and Tedesco and Humphrey

Team- Up – Delia Barrett

Week of January 29:

Pleasant and Essex; Tedesco and Humphrey and Atlantic at Seaview

Marblehead Sail and Power Squadron – Joan Thayer

Week of January 1:

Atlantic at Seaview and Lafayette and Humphrey

Week of January 8:

Beach and Ocean and Tedesco and Humphrey

Week of January 22:

Atlantic at Seaview and Lafayette and Humphrey

Week of January 29:

Beach and Ocean and Tedesco and Humphrey

All in favor.

ROAD RACE. Lustgarten Foundation. Motion made and seconded to approve the following request of Leda Joyce: Road race on April 1 to start and end at the Marblehead Athletic Center subject to no permanent markings be made on the street. All in favor.

RESERVE FUND TRANSFER. Zoning Board. Motion made and seconded to authorize Anthony M. Sasso to appear before the Finance Committee to request the transfer of the sum of \$1,010.75 from the Reserve Fund in accordance with Chapter 40, Section 6 of the Massachusetts General Laws for zoning attorney legal fees. All in favor.

Motion made and seconded to adjourn at 8:50 p.m.

Ursula M. Kretschman
Administrative Aide