

**BOARD OF SELECTMEN
MINUTES**

January 10, 2007

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

Anthony M. Sasso, Town Administrator

MINUTES. Motion made and seconded to approve the minutes of December 19, 2006. All in favor.

MARBLEHEAD HISTORICAL COMMISSION. Gift. Wayne Butler and William E. Conly, commission members were present to announce that Dr. Ray F. Cole, Jr., (also a commission member and present) has given the following gifts to the Town:

\$250,000 to the Commission to be used by the Commission to maintain the Nautical Room at Abbot Hall and the items presently on display in the Nautical Room.

The room to be named "The Marblehead Maritime Museum" sponsored by Dr. Raymond F. Cole, Jr.

Motion made and seconded to accept the gifts and to send a letter of appreciation to Dr. Cole. All in favor.

PERMISSION. Spirit of '76. Letter from Dr. Cole requesting permission to reproduce a photograph of him standing before the Spirit of '76 painting in a book he has written entitled "Fighting Ships". Motion made and seconded to grant permission. All in favor.

LICENSING. One Day Liquor Licenses.

Request from Christine Creager-Kepko on behalf of Marblehead Festival of Arts, for a liquor license to serve wine on Saturday April 28, 2007 during the Festival of Arts Auction scheduled that day between 12:00 p.m. and 11:00 p.m.

Request from Karin A. Anderson on behalf of the Marblehead Little Theatre, 12 School Street for a liquor license to serve alcohol on February 10 and 14 at the theatre between 7:00 p.m. and 11:30 p.m.

Motion made and seconded to approve subject to payment of the requisite fee and insurance. All in favor.

REVOLVING FUNDS/DONATION FUNDS. FISCAL YEAR 2008. Police Department. Animal Control Department. Council on Aging

Motion made and seconded to approve the request received from James R. Carney, Chief Police Department to continue the following:

RAD Revolving Fund in the amount of \$7,500.;;
Animal Control/Police Department Fund in the amount of \$20,000; and
Animal Control Office Donation Fund. All in favor.

Motion made and seconded to approve the request received from Patricia C. Roberts, Director, Council on Aging to continue a revolving fund in the amount of \$200,000. All in favor.

LICENSING. Common Victualer. Entertainment. Devereux Beach Concession. Paul Petersiel, President of Devereux Beach Corp., d/b/a Lime Rickey's, 105 Ocean Avenue was present in connection with the following license applications: Common Victualer, Entertainment (non-Sunday) and Entertainment (Sunday).

Motion made and seconded to grant the common victualer license to operate the concession seven days a week during the hours of 7:00 am to 11:00 pm., subject to all taxes and fees to the Town being paid and receipt of all applicable departmental approvals. All in favor.

Motion made and seconded to support Mr. Petersiel's improvement of the existing public address system and addition of a television at the concession. All in favor.

Town Administrator Anthony M. Sasso advised Mr. Petersiel that prior to making the improvements to the public address system and adding the television he must get the endorsement of the Recreation Parks and Forestry Commission.

Motion made and seconded to table Mr. Petersiel's request for an entertainment license for live and recorded music pending review by the Recreation, Parks and Forestry Commission. All in favor.

Mr. Christensen left the meeting at 7:45 p.m. due to a potential conflict of interest relating to the Town's search for a new police chief.

Motion made and seconded to appoint Mr. Shribman, as acting chairman during discussion relating to the police chief search. All in favor.

POLICE DEPARTMENT. Police Chief Search. Rebecca Curran, Chief Procurement Officer was present to announce that the town has received two bids in response to the request for quotations issued by the town to procure consulting services to design and conduct a sole assessment center for the position of police chief. Ms. Curran [went through the evaluation criteria recommended that the board rank Badge Quest of West Yarmouth Massachusetts as the most advantageous respondent.](#) Motion made and seconded to select Badgequest as the company most advantageous to the town and as the most responsive and responsible respondent [and award the contract for consulting services to design and conduct a sole assessment center for the hiring of a new police chief in the amount of six thousand nine hundred dollars \(\\$6,900\) and authorize the acting chairman to sign on behalf of the board.](#) All in favor.

Mr. Christensen returned to the meeting at 8:00 p.m.

ANNUAL TOWN MEETING 2007. Open Space Committee Articles. Naugus Avenue. Norman Street. Robinson Farm. Walt Haug, Diane St. Laurent, Bradford N. Freeman and Richard Harrison, Open Space Committee members were present to request that the Selectmen sponsor the following article for inclusion at Annual Town Meeting:

To see if the Town will vote to acquire for conservation and recreation purposes a fee simple interest in certain parcel(s) of land totaling approximately three acres commonly known as the WESX property located on Naugus Avenue;

Motion made and seconded to sponsor the article subject to review by town counsel. All in favor.

A request was also made for the Selectmen's sponsorship of the following article:

To see if the Town will vote to purchase or otherwise acquire a portion of certain parcel of property located on Norman Street.

Motion made and seconded to sponsor the article subject to review by town counsel. All in favor.

A request was made for the Selectmen to jointly sponsor an article with the Conservation Commission that would transfer care of the Robinson Farm property (currently under the control of the Board of Selectmen) to the Commission for open space purposes.

Motion made and seconded to sponsor the article subject to review by town counsel. All in favor.

PROCLAMATION. Marblehead Reads. Grant. Bonnie Strong, Director of the Abbot Public Library was present to announce that the library has received a grant in the sum of

\$7,500. for a project dubbed “Marblehead Reads” in which everyone in town is encouraged to read the same book (Nat Philbrick’s - In the Heart of the Sea). To celebrate this Ms. Strong requested that March be declared “Marblehead Reads” month. Motion made and seconded to make such declaration. All in favor.

PERMISSION. Use of Town Property. Abbot Hall. Old Town House. Ft. Sewall. Crocker Park. Devereux Beach.

Winter Film Festival- Abbot Hall

Thurs. March 1 6:30 pm -10:00 pm

Art Auction Drop-off - Abbot Hall

Sat. April 7th 8:30 am-12:30 pm

Wed. April 11th 5:00 pm-7:30 pm

Sat. April 14th 8:30 am-12:30 pm

Art Auction Set-up- Abbot Hall

Thurs. April 26th 8:30 am-5:00 pm

Fri. April 27th 8:30 am-12:30 pm

Art Auction & Wine tasting- Abbot Hall

Sat. April 28th 12:00 pm-11:00pm

Art Exhibit Drop-off- Abbot Hall & Old Town House

Sat. May 12th 8:30 am-12:00 pm

Wed. May 16th 6:00 pm-9:00 pm

Sat. May 19th 8:30 am-12:00pm

Art Exhibit Judging- Abbot Hall & Old Town House

Sat. June 2nd 9:00 am -12:00 pm

Art Pick-up- Abbot Hall & Old Town House

Sat. June 9th 9:00 am-12:00 pm

Wed. June 13th 6:00 pm- 8:00 pm

Exhibit Set-up- Abbot Hall & Old Town House

Sat. June 23rd 9:00 am -5:00 pm

Exhibits – Abbot Hall & Old Town House

Fri. June 29th 6:00 pm- 9:00 pm (awards ceremony & preview)

Sat. June 30th 10:00 am -5:00 pm

Sun. July 1st 12:00 pm -5:00 pm

Mon. July 2nd 10:00 am - 5:00 pm

Tues. July 3rd 10:00 pm - 5:00 pm

Wed. July 4th 10:00am- 6:00pm

Break-down Exhibit & Clean-up – Abbot Hall & Old Town House.

Thurs. July 5th 10:00pm to 3:00pm

Art Pick-up- Abbot Hall & Old Town House

Thurs. July 5 6:00pm to 8:00pm

Champagne Reception- Fort Sewall

Sunday, June 24th 8:00am-8:00pm

Crocker Park- Performing Arts

Thurs. June 28th – Thursday July 5th

Devereux Beach - Sand & Kite Festival

Sat. June 30th 9:00am-5:00pm

Motion made and seconded to approve subject to the rules and regulations, receipt of required insurance and payment of applicable fees. All in favor.

At the advice of counsel Mr. Nye left the meeting at 8:30 p.m. due to a potential conflict of interest.

PROPOSED TREE REMOVAL. Kimball and Nahant Streets. Tree Warden R. T. Hamond was present in connection with the removal of trees at Kimball Street (adjacent to 2 Nahant Street) proposed by Paul and Nancy McCarthy of 2 Nahant Street and a letter of disapproval and objection to the removal of trees received from William J. Lundregan of 11 Faye Circle. Mr. Hamond made the following statement:

“In accordance with Massachusetts General Law, Chapter 87 Section 3 a hearing was held on January 2, 2007, before Thomas Hamond, Tree Warden, Town of Marblehead, with respect to the proposed removal of five (5) shade trees on Kimball Street by Paul and Nancy McCarthy of 2 Nahant Street (corner of Kimball Street), Marblehead, Massachusetts.

Since resident William J. Lundregan of 17 Faye Circle, Marblehead, Massachusetts filed an objection dated December 28, 2006 in opposition to the cutting down of the shade trees, the trees may not be cut or removed without the approval of the Board of Selectmen.”

Mr. Hamond asked that the Selectmen approve the removal of trees as proposed by Mr. and Mrs. McCarthy with the condition that three trees be replaced (in a location determined by Mr. Hamond). Motion made and seconded to approve. All in favor.

Mr. Nye returned to the meeting at 9:02 p.m.

REVOLVING FUNDS/DONATION FUNDS. FISCAL YEAR 2008. Recreation, Parks & Forestry Department. Conservation Commission.

Motion made and seconded to approve the request received from R. Thomas Hamond, Superintendent of the Recreation, Parks & Forestry Department to continue a revolving fund in the amount of \$300,000. All in favor.

Motion made and seconded to approve the request received from Douglas W. Saal, Conservation Administrator to continue the Conservation Fines Revolving Fund in the amount of \$10,000. All in favor.

Motion made and seconded to approve the request received from Wayne O. Attridge, Director of Public Health to continue a revolving fund in the amount of \$450,000 for commercial waste disposal. All in favor.

PERMISSION. Banners. Motion made and seconded to grant permission to hang the following banners across Pleasant Street during the weeks noted, subject to the rules and regulations and receipt of the requisite insurance:

Temple Emanu-El - Heidi Greenbaum
January 15 to 22 and January 22 to 29 (if not requested by another organization) to advertise the Temple's "Taste of the North Shore" event scheduled for Saturday, January 27;

Abbot Public Library – Bonnie J. Strong
March 5 to 12
To advertise the month of March as "Marblehead Reads" month;

Citizens' Scholarship Foundation of Marblehead Inc. - Karen Pierce
Week of March 12 to 19
to advertise the Foundation's annual phonathon scheduled for Sunday, March 25;

Marblehead Chamber of Commerce - Leslie Gould
Week of March 19 to 26
to advertise the 10th Annual Spring Home and Garden Show scheduled for the weekend of March 24 and 25; and

Marblehead Festival of Arts – Christine Creager-Kepko
Week of April 23 to 30
to advertise the Festival's art auction at Abbot Hall on April 28.

All in favor.

PERMISSION. Sandwich Boards. Motion made and seconded to approve the following requests to place sandwich boards during the weeks noted, subject to the rules and regulations:

Symphony by the Sea – George Gearhart

Week of March 19 to 26

at Lafayette and Maple; Lafayette and Humphrey and Atlantic at Seaview
to advertise the Symphony's concert scheduled for Saturday, March 24;

Citizens' Scholarship Foundation of Marblehead Inc. - Karen Pierce

Week of March 19 to 26

at Lafayette and Maple; Lafayette and Humphrey; Pleasant and Essex; Tedesco
and Humphrey; Beach and Ocean and Atlantic at Seaview
to advertise the Foundation's annual phone-a-thon scheduled for Sunday, March

25;

Marblehead Task Force Against Discrimination – Helaine Hazlett

Week of February 5 to 12

at Lafayette and Humphrey and Tedesco and Humphrey
to advertise the Task Force's presentation of the Academy Award film "Crash",
7:00 p.m. on February 12 at the High School Auditorium; and

Marblehead Festival of Arts – Christine Creager-Kepko

Week of April 23 to 30

at Lafayette and Maple Streets; Lafayette and Humphrey Streets and Pleasant and
Essex to advertise the Festival's art auction at Abbot Hall on April 28.

All in favor.

LICENSING. One Day Entertainment. Request from Andrew Kramer, manager of Jack-Tar American Tavern for three (3) one day entertainment licenses on the following dates: January 20, March 17 and June 20, 2007. Motion made and seconded to approve. All in favor.

REVOLVING FUNDS/DONATION FUNDS. FISCAL YEAR 2008. Board of Health. Motion made and seconded to approve the request received from Wayne O. Attridge, Director of Public Health to continue a revolving fund in the amount of \$450,000 for commercial waste disposal. All in favor.

RESERVE FUND TRANSFERS. Fire Department. Motion made and seconded to authorize Fire Chief Barry Dixey to appear before the Finance Committee to request the transfer of the sum of \$23,379.53 from the Reserve Fund in accordance with Chapter 40, Section 6 of the Massachusetts General Laws for fire expenses fees. All in favor.

LICENSING. One Day Liquor License. Request from Heidi Greenbaum on behalf of Temple Emanu-El, 393 Atlantic Avenue, for a liquor license to serve alcohol on Saturday evening January 27, 2007 at the temple between 6:30 p.m. and 11:30 p.m. Motion made and seconded to approve subject to payment of the requisite fee. All in favor.

ENERGY STAR CHANGE A LIGHT CHALLENGE. Certificate of Special Congressional Recognition presented to the residents of the Town of Marblehead by Representative John F. Tierney for their winning performance in the 2006 Energy Star Change a Light Change the World Competition. Motion made and seconded to send a letter of appreciation to Kathy Leonardson for her involvement with the competition. All in favor.

FACILITIES STICKER. Letter from Jim Terlizzi, 13 Willow Road requesting that the fee for the facilities sticker be reduced for those who wish to only make use of Devereux Beach and not the transfer station.

GIFT. Fire Department. Letter from Chief Barry Dixey of the receipt of \$6,000. from Pat Manson and Tucker Reece in memory of Pat's husband and Tucker's father Larry Reece.

CONDOLENCE. Motion made and seconded to send a letter to the family of William Hawkes, Jr. who recently passed away. All in favor.

EXECUTIVE SESSION. Motion made and seconded to adjourn into Executive Session to discuss contract negotiations and the value of real property, votes may be taken, and if they are, votes will be released at a time deemed appropriate by counsel, not to resume in open session. On a polled vote, the Board voted as follows: Mr. Nye, in favor; Mrs. Belf-Becker, in favor; Mrs. Jacobi, in favor; Mr. Shribman: in favor and Mr. Christensen: in favor. Meeting adjourned at 9:35 p.m.

Ursula M. Kretschman
Administrative Aide