BOARD OF SELECTMEN

MINUTES

March 27, 2013

Board met in session at 7:30 p.m. in the Selectmen's Meeting Room at Abbot Hall.

Present (constituting a quorum):

Jackie Belf-Becker, Chair
Harry C. Christensen, Jr.
Judith R. Jacobi
Bret T. Murray

Jeff Chelgren, Town Administrator

MINTUES. Motion made and seconded to approve the minutes of February 27, 2013, March 11, 2013 and March 21, 2013. All in favor.

MARBLEHEAD PUBLIC SCHOOLS. Statement of Interest. Elbridge Gerry School. Kathy Leonardson, Cloutmans Lane, School Committee Member, appeared before the Selectmen seeking approval to allow the Superintendent to submit a Statement of Interest (SOI) form to the Massachusetts School Building Authority (MSBA) as it relates to the Elbridge Gerry School, Elm Street. Submitting this SOI on the Gerry will keep its status up to date so that it may be considered for work at a later date. Motion made and seconded having convened in an open meeting on March 27, 2013, the Marblehead Board of Selectmen, in accordance with its charter, by-laws, and ordinances, has voted to authorize the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest Form dated March 7, 2013 for the Elbridge Gerry School located at 50 Elm Street, Marblehead, Massachusetts which describes and explains the following deficiencies and the priority categories for which an application may be submitted to the Massachusetts School Building Authority in the future: The following Priorities have been included in the Statement of Interest: 1. Replacement or renovation of a building which is structurally unsound or otherwise in a condition seriously jeopardizing the health and safety of school children, where no alternative exists. 5. Replacement, renovation or modernization of school facility systems, such as roofs, windows, boilers, heating and ventilation systems, to increase energy conservation and decrease energy related costs in a school facility. 7. Replacement of or addition to obsolete buildings in order to provide for a full range of programs consistent with state and approved local requirements; and hereby further specifically acknowledges that by submitting this Statement of Interest Form, the Massachusetts School Building Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or commits the Marblehead Public Schools District to filing an application for funding with the Massachusetts School Building Authority. All in favor.

FINANCE COMMITTEE. Interview. Appointment. Rick Doron, 52 Evans Road, appeared before the Board as it relates to serving on the Finance Committee. Motion made and seconded to appoint Rick Doron to the Finance Committee with a term to expire in May 2014. All in favor

OKO'S VETERAN FIREMEN'S ASSOCIATION. Antique Fire Muster. Earl Doliber, 170 Maple Street, Danvers, appeared before the Board seeking their support for the Oko's VFA, in conjunction with the Marblehead Muster Committee and the Gerry 5, to hold an antique fire muster at Reynolds Playground. Motion made and seconded to endorse the Oko's VFA antique fire muster to be held on August 24, 2013 at Reynolds Playground. All in favor.

MARBLEHEAD HIGH SCHOOL. Senior Class Carnival. Devereux Beach. Jillian Whiting, 1 Fox Run Lane, and Cassandra Rodgers, 138 West Shore Drive, appeared before the Board seeking permission to hold the annual MHS Senior Class Carnival. Motion made and seconded to approve the request from the Marblehead High School Senior Class to hold their annual Senior Class Carnival at Devereux Beach from May 2 – 5, 2013 subject to approval from Recreation and Parks and receipt of the required Certificate of Insurance. All in favor.

CHAMBER OF COMMERCE. Healing Arts Tents. State Street Landing. Motion made and seconded to approve the request from Carol Moore, Chamber of Commerce, to use State Street Landing on Saturday, May 11, 2013 for "Healing Arts" tents during the Annual Art Walk, subject to receipt of the required Certificate of Insurance. Rain date is Sunday, May 12, 2013. All in favor.

PERMISSION. PMC Kids Ride. Motion made and seconded to approve the request from Tanya and Kiana Hawley, PMC Marblehead Kids Ride, to hold the annual PMC Kids Rids on Sunday, May 5, 2013 from 3:00 p.m. – 5:00 p.m. subject to approval from the Police Chief and receipt of the required Certificate of Insurance. All in favor.

PERMISSION. Marblehead Youth Baseball. Opening Day Parade. Motion made and seconded to approve the request from Susan Barone, Marblehead Youth Baseball, to hold the annual Opening Day Parade on Saturday, April 27, 2013 starting at 9:00 a.m. at the rear of Veteran's Middle School, subject to approval from the Police Chief and receipt of the required Certificate of Insurance. All in favor.

SURPLUS PROPERTY. Garfield Street. Motion made and seconded to declare the town owned vacant land on Garfield Street (Assessor Map: 127 Lot: 51) which is approximately 3190 square feet in size, surplus and available for disposition with the following restriction – that no building shall be constructed on the lot. All in favor.

REQUEST FOR PROPOSAL. Garfield Street. Motion made and seconded to authorize the Chief Procurement Officer to prepare and issue a Request for Proposal for the town owned land on Garfield Street (Assessor Map; 127 Lot 51) and dispose of in accordance with all applicable laws. All in favor.

PROPOSAL. 57 Green Street. Motion made and seconded to accept the proposal from David Cronin and Francine Rinfret-Cronin, the qualified bidder offering the highest price for the town-owned property at 57 Green Street (Assessor Map 146, Lot 7) for a purchase price of one hundred and fifty one thousand dollars ($151,000.00) and authorize the chair to sign the Purchase and Sale and closing documents on behalf of the board. All in favor.

ABBOT HALL. Tower Project. Amend Contract. Motion made and seconded to amend the contract with McGinley Kalsow & Associates, Inc. for the Abbot Hall tower project by increasing by two thousand five hundred dollars ($2500.00) and authorize the chair to sign the amendment on behalf of the Board. All in favor.

OLD TOWN HOUSE. Amend Contract. Motion made and seconded to amend the contract between the Town of Marblehead and T. Cooney and Co of South Boston, MA for the Old Town House Accessibility Project by increasing the contract amount by eleven thousand seven hundred and forty dollars ($11,740.00) and no increase in time and authorize the chairman to sign the change order on behalf of the Board. All in favor.

TRAFFIC & SAFETY ADVISORY COMMITTEE. Cedar/Cherry Street. Stop Sign. Motion made and seconded to accept the recommendation of the Traffic and Safety Advisory Committee to erect at Stop Sign on Cherry Street at the intersection of Cedar Street. All in favor.

TRAFFIC & SAFETY ADVISORY COMMITTEE . Tower Way/Village Street. Crosswalk/Stop sign. Motion made and seconded to accept the recommendation of the Traffic and Safety Advisory Committee and to take no action on the request for a Crosswalk or Stop Sign at Tower Way and Village Street. All in favor.

ARTICL 11, 2013 Annual Town Meeting. Motion made and seconded to approve Article 11, 2013 Annual Town Meeting, Purchase of Equipment of Several Departments, in the amount of $379,615.00. All in favor.

ARTICLE 12, 2013 Annual Town Meeting. Motion made and seconded to approve Article 12, 2013 Annual Town Meeting, Public Buildings and Equipment, in the amount of $160,000.00. All in favor.

ARTICLE 31. 2013 Annual Town Meeting. Motion made and seconded to approve Article 31, Abbot Hall Clock Tower, in the amount not to exceed $2,465.966.00. All in favor.

LICENSING. All Alcoholic Beverage License. Renewal Application. ZYX LLC, d/b/a Sweeney's Retreat, 18 Atlantic Avenue. On remand from the Alcoholic Beverage Control Commission the Board reconsidered the denial of the new license application for ZYX LLC d/b/a Sweeney's Retreat, 18 Atlantic Avenue for a section 12 license. Motion made and seconded to approve the Section 12 renewal License

Application of Harold B. Murphy, Chapter 7 Trustee for ZYX LLC d/b/a Sweeney's Retreat in accordance with the ABCC decision dated March 21, 2013. On a polled vote the Board voted as follows: Mr. Christensen, in favor; Mrs. Jacobi, in favor; Mr. Murray, in favor; Mrs. Belf-Becker, in favor.

CHARITY WINE LICENSE. Marblehead Festival of Arts. Art Auction.
Motion made and seconded to approve the request from Gregory Triplett, Marblehead Festival of Arts, for a Wine Charity License at Abbot Hall, Saturday, April 6, 2013 from 5:00 p.m. – 10:00 p.m. subject to the usual rules, regulations and approval from the ABCC. The wine will be donated/delivered by Kappy's Distributors. On a polled vote the Board voted as follows: Mr. Christensen, in favor; Mrs. Jacobi, in favor; Mr. Murray, in favor; Mrs. Belf-Becker, in favor.

LICENSING. One Day Liquor License. Champagne Festival. The request from Greg Triplett, Marblehead Festival of Arts, for a one day liquor license on Sunday, June 30, 2013 from 4:30 – 7:00 pm at Fort Sewall for your annual champagne festival subject to the following conditions:
1. Delivery of and receipt by the Licensing Authority of the required fee ($50.)
2. Delivery of and receipt by the Licensing Authority of Proof that the alcohol will be purchased from an authorized source.
3. Proof that the applicant can receive proper delivery; provide proper storage and disposal of all alcoholic beverages purchased all in accordance with the requirements of G. L. c. 138.

Alcohol will be purchased from Kappy's Importing and delivered on Sunday, June 30, 2013 and removed from the premises at the end of the event. On a polled vote the Board voted as follows: Mr. Christensen, in favor; Mrs. Jacobi, in favor; Mr. Murray, in favor; Mrs. Belf-Becker, in favor.

OLD BURIAL HILL OVERSIGHT COMMITTEE. Applicants. Motion made and seconded to receive letters of interest from anyone wishing to serve on the Old Burial Hill Oversight Committee. Deadline to submit letters of interest is Monday, April 8, 2013. Applicants will be interviewed on Wednesday, April 10, 2013. All in favor. Please submit letters to the Board of Selectmen, Abbot Hall, 188 Washington Street.

COMMUNITY GOLF DAY. Applicant. Marblehead Counseling Center. A letter of interest was received from Paul Crosby, Marblehead Counseling Center, as it relates to hosting the Marblehead Community Golf Day.

COMMUNITY GOLF DAY. Award. Motion made and seconded to award the Marblehead Community Golf Day at Tedesco Country Club on May 13, 2013 to the Community Counseling Center. All in favor.

ANNUAL TOWN MEETING. Warrant Hearing. The Town of Marblehead Finance Committee will hold a Public Hearing on Monday, April 8, 2013 in Abbot Hall, 188 Washington Street, in the Selectmen's Room at 7:00 p.m. The purpose of the meeting is

to hear discussion pro & con on articles in the warrant of the May 6, 2013 Annual Town Meeting and to allow Marblehead taxpayers an opportunity to provide input in the discussion, enabling the Finance Committee to hear all facets before offering its recommendations to Annual Town Meeting.

GRASSE, FRANCE. Sister City Liaison. A letter was received from Grasse inviting the Board to join in the Festival of the Jasmine celebration in Grasse. Motion made and seconded to send a letter of thanks and regrets to Jean-Pierre Leleux. All in favor.

EXECUTIVE SESSION. Motion made and seconded to go into Executive Session for the purpose of discussing contract negotiations where the public discussion on the same may have a detrimental effect on the negotiating position of the public body, votes may be taken, and if they are. Votes will be released at a time deemed appropriate by Counsel. The Board will not reconvene in open session. On a polled vote the Board voted as follows: Mr. Christensen, in favor; Mrs. Jacobi, in favor; Mr. Murray, in favor; Mrs. Belf-Becker, in favor.

Adjourned to Executive Session at 8:10 p.m.

Kyle A. Wiley
Administrative Aide