

## BOARD OF SELECTMEN

### MINUTES

May 10, 2013

Board met in session at 8:15 a.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  
James E. Nye

Jeff Chelgren, Town Administrator

Mr. Christensen recused himself from the meeting.

**PUBLIC HEARING. Licensing. New All Alcoholic War Veterans License. Chaplain Lyman Rollins Post #2005 Veterans of Foreign War.** Attorney Paul Lynch, representing applicant, Phil Burke, President and Walter Fader, Manager/Treasurer appeared before the Board as it relates to an application for a New All Alcoholic War Veterans License for the Chaplain Lyman Rollins Post #2005 Veterans of Foreign War. No one spoke in favor or against the applicant. Motion made and seconded to approve the application for a New All Alcoholic Beverage License, War Veterans, to the Chaplain Lyman Rollins Post #2005 Veterans of Foreign War, 321 West Shore Drive, hours of operation Monday through Sunday 11:00am – Midnight, Manager; Walter Fader, subject to approval from the ABCC, receipt of all applicable inspection sign offs and all fees paid and approval from the ABCC for the transfer of their current license, change of license type and change of location to Warwick Entertainment LLC d/b/a Palmers at the Warwick. On a polled vote the Board voted as follows: Mrs. Jacobi, in favor; Mr. Nye, in favor; Mrs. Belf-Becker, in favor.

Mr. Christensen returned to the meeting.

**LIME RICKEY'S. Lease, Devereux Beach.** The Board announced that Paul Petersiel will appear before the Board on Wednesday, May 15, 2013 to discuss the possibility of subleasing his current lease at Lime Rickey's.

#### **ELECTION.**

Robin Michaud, Town Clerk, appeared before the Board to discuss having the Special Town Election on June 25, 2013 in conjunction with the Special State Election.

Moved and seconded: that prior public notice of the Board of Selectmen's intention to call a Special Town Meeting for the purpose of a Special Election for approval of debt

exclusions under Proposition 2 ½ be waived because in the opinion of the Board of Selectmen the public interest would suffer from such delay. All in favor

Moved and seconded: that a Special Town Meeting be called for June 25, 2013, for the purpose of a Special Election to vote on questions relative to debt exclusions under Proposition 2 ½. All in favor.

Moved and seconded: that the Warrant be opened for insertion of questions. All in favor.

**MOTION OF THE BOARD OF SELECTMEN BY TWO-THIRDS VOTE TO SEEK VOTER APPROVAL AT A SPECIAL ELECTION TO EXCLUDE FROM THE PROVISIONS OF GENERAL LAWS CHAPTER 59, SECTION 21C, THE FUNDS REQUIRED FOR THE PAYMENT OF PRINCIPAL AND INTEREST ON BONDS, NOTE OR CERTIFICATIONS OF INDEBTEDNESS.**

Moved and seconded: that the Board of Selectmen seek voter approval at a Special Election to be held on June 25, 2013, to exempt from the provisions of General Laws Chapter 59, Section 21C, the funds required for the payment of principal and interest on bonds, notes, or certificates of indebtedness, all as set forth in the following Question 1:

Question 1: Shall the Town of Marblehead be allowed to exempt from the provisions of proposition two and one-half, so-called, the amounts required to pay for the bonds issued for funding the final design, public bidding and construction for repairs and improvements to the Abbot Hall Clock Tower and portions of Abbot Hall?

YES \_\_\_\_\_ NO \_\_\_\_\_

All in favor.

**MOTION OF THE BOARD OF SELECTMEN BY TWO-THIRDS VOTE TO SEEK VOTER APPROVAL AT A SPECIAL ELECTION TO EXCLUDE FROM THE PROVISIONS OF GENERAL LAWS CHAPTER 59, SECTION 21C, THE FUNDS REQUIRED FOR THE PAYMENT OF PRINCIPAL AND INTEREST ON BONDS, NOTE OR CERTIFICATIONS OF INDEBTEDNESS.**

Moved and seconded: that the Board of Selectmen seek voter approval at a Special Election to be held on June 25, 2013, to exempt from the provisions of General Laws Chapter 59, Section 21C, the funds required for the payment of principal and interest on bonds, notes, or certificates of indebtedness, all as set forth in the following Question 2: All in favor.

Question 2: Shall the Town of Marblehead be allowed to exempt from the provisions of proposition two and one-half, so-called, the amounts required to pay for the bonds issued for the purchase or taking of a portion of 151 Green Street including all legal and

engineering costs, costs of remediation and restoration and costs of settlement of claims or potential claims, in connection with the property all in connection with the clean-up related to the historic operations of the former landfill?

YES \_\_\_\_\_ NO \_\_\_\_\_

All in favor.

Moved and seconded: that the warrant for the Special Election to be held on June 25, 2013 is closed. All in favor.

**PERMISSION. Pump Jack Staging. Washington Street.** Motion made and seconded to reconsider the vote of May 6, 2013. All in favor. Motion made and seconded to approve the request from David Ottinger to have Pump Jack staging with netting at 47 Washington Street for an estimated 4 week period subject to approval from Chief Picariello, receipt of the required Certificate of Insurance and that no work shall take place during the Festival of Arts, with full access to the sidewalk available during the Festival. The Town Administrator shall monitor the project and report back to the Board on June 12, 2013 with a status update. Delivery trucks will be making stops over this time period as well. Washington Street must remain open at all times to allow for emergency vehicles and busses to pass through. The exact dates of the project to be coordinated with the Town Administrator. All in favor.

**TEMPORARY PARKING RESTRICTIONS. Old Town House.** Motion made and seconded to lift the parking restrictions around the Old Town House on the USB side completely and to restrict parking on the State Street side Monday – Friday 7:00 a.m. – 7:00 p.m. for the duration of the construction project and to have the Town Administrator monitor this on a daily basis and release parking spaces when they are no longer required. All in favor.

**SIGNS. Shop Local.** The Board discussed the previous request from Gene Arnold, Chamber of Commerce, to place “Shop Local” signs in various locations throughout Town. The Board asked the Town Administrator to review this further with Chief Picariello and the Department of Public Works and report back to the Board with a preliminary plan for placement and design of the signs.

Motion made and seconded to adjourn at 9:00 a.m. All in favor.

Kyle A. Wiley  
Administrative Aide