

**BOARD OF SELECTMEN**

**MINUTES**

**July 23, 2014**

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  
James E. Nye

Jeff Chelgren, Town Administrator

**MINUTES.** Motion made and seconded to approve the minutes from July 9, 2014. All in favor.

**MARBLEHEAD MUNICIPAL LIGHT COMMISSION. Recognition.** Michael Hull, Chairman, appeared before the Board to present a plaque in honor/recognition of the late Chairman of the Light Commission, Philip Sweeney, to Marcia Sweeney. Mr. Hull noted that the Board Room at the Light Commission has been officially named in honor of Phil Sweeney.

**FINANCE. Bond/Bond Anticipation Notes.** John McGinn, Finance Director, and Patricia Murray, Tax Collector/Treasurer, appeared before the Board seeking approval on recent Bond and BAN sales. The following votes were taken:

Motion made and seconded that we hereby determine, in accordance with G.L. c. 70B, that the amount of the cost of the Glover School school project authorized by a vote of the Town passed on May 3, 2011 (Article 39) not being paid by the school facilities grant is \$15,243,832 and we hereby approve of the issuance of notes and bonds in such amount under said G.L. c. 70B. All in favor.

Motion made and seconded that the sale of the \$8,168,000 General Obligation Municipal Purpose Loan of 2014 Bonds of the Town dated August 7, 2014 (the "Bonds"), to Bank of America Merrill Lynch at the price of \$8,612,868.37 and accrued interest, if any, is hereby approved and confirmed. The Bonds shall be payable on August 1 of the years and in the principal amounts and bear interest at the respective rates, as follows:

| <u>Year</u> | <u>Amount</u> | <u>Interest Rate</u> | <u>Year</u> | <u>Amount</u> | <u>Interest Rate</u> |
|-------------|---------------|----------------------|-------------|---------------|----------------------|
| 2015        | \$253,000     | 3.00%                | 2025        | \$395,000     | 5.00%                |
| 2016        | 395,000       | 3.00                 | 2026        | 410,000       | 3.00                 |
| 2017        | 400,000       | 3.00                 | 2027        | 420,000       | 3.00                 |
| 2018        | 415,000       | 3.00                 | 2028        | 435,000       | 3.00                 |
| 2019        | 425,000       | 4.00                 | 2029        | 445,000       | 3.00                 |
| 2020        | 315,000       | 4.00                 | 2030        | 460,000       | 3.00                 |
| 2021        | 330,000       | 4.00                 | 2031        | 475,000       | 3.00                 |
| 2022        | 345,000       | 4.00                 | 2032        | 490,000       | 3.00                 |
| 2023        | 360,000       | 4.00                 | 2033        | 505,000       | 3.25                 |
| 2024        | 370,000       | 5.00                 | 2034        | 525,000       | 3.25                 |

All in favor.

Motion made and seconded to approve the sale of a \$15,766,205 1.00 percent General Obligation Bond Anticipation Note of the Town dated August 8, 2014, and payable August 7, 2015 (the “Notes”), to TD Securities (USA) LLC at par and accrued interest, if any, plus a premium of \$138,900.27. All in favor.

Motion made and seconded that in connection with the marketing and sale of the Bonds, the preparation and distribution of a Notice of Sale and Preliminary Official Statement dated July 8, 2014, and a final Official Statement dated July 17, 2014 (the “Official Statement”), each in such form as may be approved by the Town Treasurer, be and hereby are ratified, confirmed, approved and adopted. All in favor.

Motion made and seconded that in connection with the marketing and sale of the Notes, the preparation and distribution of a Notice of Sale and Preliminary Official Statement dated July 8, 2014, and a final Official Statement dated July 17, 2014, each in such form as may be approved by the Town Treasurer, be and hereby are ratified, confirmed, approved and adopted. All in favor.

Motion made and seconded that the Bonds shall be subject to redemption, at the option of the Town, upon such terms and conditions as are set forth in the Official Statement.

Motion made and seconded that the Town Treasurer and the Board of Selectmen be, and hereby are, authorized to execute and deliver continuing and Significant events disclosure undertakings in compliance with SEC Rule 15c2-12 in such forms as may be approved by bond counsel to the Town, which undertakings shall be incorporated by reference in the Bonds and Notes, as applicable, for the benefit of the holders of the Bonds and Notes from time to time. All in favor.

Motion made and seconded that we authorize and direct the Treasurer to establish post issuance federal tax compliance procedures in such form as the Treasurer and bond counsel deem sufficient, or if such procedures are currently in place, to review and update

said procedures, in order to monitor and maintain the tax-exempt status of the Bonds and Notes. All in favor.

Motion made and seconded 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. All in favor.

**FINANCE. Investment Policy.** John McGinn, Finance Director, appeared before the Board seeking approval to adopt an investment policy to formalize this aspect of the Town's financial processes. Motion made and seconded to approve the adoption of the investment policy as presented. All in favor.

**COUNCIL ON AGING. Interviews.** Maureen Horan, 17 Haley Road, appeared before the Board as it relates to serving on the Council on Aging. The following applicants appeared before the Board on July 9, 2014 as it relates to serving on the Council on Aging: Rosaleen Doherty, 5 Trager Road; Tobias Danforth, 10 Spray Avenue; Pam Foye, 10 Lattimer Street; Gary Groth, 3 Sparhawk Terrace and Brenda Kelley Kim, 86 Clifton Avenue. There are currently 3 vacancies all with terms expiring in May 2017. Motion made and seconded to place all names in for consideration. All in favor. On a polled voted the Board voted as follows: Mr. Murray, Maureen Horan; Mr. Christensen, Maureen Horan; Mrs. Jacobi, Maureen Horan; Mrs. Belf-Becker, Maureen Horan and Mr. Nye, Maureen Horan. Maureen Horan appointed to the Council on Aging with a term to expire in May 2017. Mr. Murray, Rosaleen Doherty; Mr. Christensen, Rosaleen Doherty; Mrs. Jacobi, Rosaleen Doherty; Mrs. Belf-Becker, Rosaleen Doherty and Mr. Nye, Rosaleen Doherty. Rosaleen Doherty appointed to the Council on Aging with a term to expire in May 2017. Mr. Murray, Gary Groth; Mr. Christensen, Pam Foye; Mrs. Jacobi, Pam Foye; Mrs. Belf-Becker, Pam Foye and Mr. Nye, Pam Foye. Pam Foye appointed to the Council on Aging with a term to expire in May 2017.

**ABBOT HALL. Permission to Use. Marblehead Youth Hockey.** Motion made and seconded to approve the request from Bill Shull, Marblehead Youth Hockey Association, to use Abbot Hall on Saturday, November 15, 2014 for the 50<sup>th</sup> Anniversary of Marblehead/St. Lambert Hockey Exchange subject to the usual rules, regulations, fees and receipt of the required Certificate of Insurance. All in favor.

**ABBOT HALL. Permission to Use. Marblehead Youth Hockey.** Motion made and seconded to approve the request from Bill Shull, Marblehead Youth Hockey Association, for a one day beer and wine license for Abbot Hall on Saturday, November 15, 2014 from 7:30 – 10:30 p.m. subject to the following:

1. Delivery of and receipt by the Licensing Authority of the required fee (\$50. each)
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.
4. Liquor Liability Insurance
5. All servers TIPS (or equivalent) trained

No alcohol is to be served to anyone under the age of 21. If any attendees will be under the age of 21 a system (i.e. wrist bands) identifying those over 21 years of age must be in place during the event. Alcohol shall be purchased from a certified wholesaler. On a polled vote the Board voted as follows: Mr. Murray, in favor; Mr. Christensen, in favor; Mrs. Jacobi, in favor; Mr. Nye, in favor; Mrs. Belf-Becker, in favor.

**PERMISSION. Moving Truck. Parking Restrictions.** Motion made and seconded to approve the request from Ed Crouch, 1 Lee Street, to have a moving truck on Lee Street on Monday, July 28, 2014 from 8:00 a.m. – 5:00 p.m., and to eliminate parking on Hooper Street as needed and necessary to allow the truck and movers access. A Police Detail is required for this approval. All in favor.

**PERMISSION. Portable Restroom. Rockaway Street.** Motion made and seconded to approve the request from Ms. Wendy Zimmer and Dr. John Zimmer to block one parking space on Rockaway Street, right outside the Lee Mansion abutting the side of the garden, from Friday, August 1, 2014 in the morning until Saturday, August 2, 2014 in the morning, for placement of a portable restroom for an event at Lee Mansion subject to receipt of the required Certificate of Insurance. All in favor. Motion made and seconded to amend the previous vote to block 1-2 parking spaces as needed for the portable restroom. All in favor.

**TASK FORCE AGAINST DISCRIMINATION. Proclamation.** Motion made and seconded to proclaim July 25 – 27, 2014 the 25<sup>th</sup> anniversary of the Task Force against Discrimination. All in favor. The 25<sup>th</sup> Anniversary Commemorative Celebration and Walk will be held on Sunday, July 27, 2014 at 4:00 p.m. starting at the Jewish Community Center and finishing at Temple Enamu-El. Refreshments will be served. This event is open to the public.

**POLICE DEPARTMENT. Indemnification.** Motion made and seconded to approve the request from Chief Picariello to indemnify Officer Lori Knowles for injuries sustained while on duty July 17, 2014. All in favor.

**PERMISSION. Pump Jack Staging. Washington Street.** Motion made and seconded to approve the request from Hooper Goodwin to set up Pump Jack Staging on the front side of 42 Washington Street for 3 days, starting July 24, 2014, weather permitting, subject to no staging being placed on the street and receipt of the required Certificate of Insurance. All in favor.

**CONTRACT. Abbot Hall Paintings.** Motion made and seconded to award a contract to conserve/restore (2) Abbot Hall oil paintings and their frames to Peter Williams Museum Services of Boston MA in the amount of fifteen thousand dollars (\$15,000.00)

and authorize the Chair to sign the contract on behalf of the Board. All in favor.  
Funding for this is provided through the Shattuck Fund.

**CONTRACT. Curb Cuts.** Motion made and seconded to reject all bids received in response to the town's invitation to bid for various curb cuts project. All in favor.

**CONTRACT. Abbot Hall Accessibility Project.** Motion made and seconded to amend the contract between the Town of Marblehead and Campbell Construction, Peabody, MA for the Abbot Hall Accessibility Project by increasing the contract amount by three thousand four hundred and seventy three and 00/100 dollars (\$3473.00) and increasing the length of contract by 30 days contingent upon the approval of the Abbot Hall Building Oversight committee and authorize the chair to sign the change order on behalf of the Board. All in favor.

**FAIR HOUSING COMMITTEE. Letter of Interest.** A letter of interest was received from Alex Finigan Jr., as it relates to serving on the Fair Housing Committee. The Board will receive letters of interest to serve on the Fair Housing Committee until Friday, September 19, 2014 at 12:00 noon. All applicants will be interviewed on Wednesday, September 24, 2014 at 7:30 p.m. All in favor. Submit letters of interest to the Board of Selectmen, Abbot Hall, 188 Washington Street.

**MARBLEHEAD FIRE FIGHTERS UNION LOCAL 2043.** A letter was received from Jeff Martin notifying the Board that their recent Muscular Dystrophy Fundraiser "Fill the Boot" raised \$3,512.13. Their 2014 goal is \$30,000.00. Last year the Marblehead Fire Fighters Union Local 2043 was ranked 5<sup>th</sup> in the Commonwealth of Massachusetts for money raised.

**RECREATION AND PARK COMMISSION. Vacancy.** Motion made and seconded to accept letters of interest to fill the vacancy on the Recreation and Parks Commission. Letters of Interest should be submitted to the Board of Selectmen, Abbot Hall, 188 Washington Street and the Recreation and Parks Commission, Marblehead Community Center, 10 Humphrey Street. Deadline to submit letters is Wednesday, August 13, 2014 at 5:00 p.m. Applicants will be interviewed in a joint meeting with the Board of Selectmen and the Recreation and Parks Commission on Wednesday, August 20, 2014 at 7:30 p.m.

**MARBLEHEAD MUNICIPAL LIGHT COMMISSION. Vacancy.** The Board of Selectmen and the Marblehead Municipal Light Commission are accepting letters of interest to fill the vacancy on the Marblehead Light Commission. Letters of interest should be sent to Marblehead Light Commission, 80 Commercial Street, and the Board of Selectmen, Abbot Hall, 188 Washington Street. Deadline to submit is Wednesday, August 6, 2014 at 5:00 p.m. All applicants will be interviewed in a joint meeting of the Board of Selectmen and the Municipal Light Commission on Wednesday, August 13, 2014 at 7:30 p.m. at Abbot Hall.

**ABBOT PUBLIC LIBRARY. Trustees of Abbot Public Library. Vacancy.** The Board of Selectmen and the Trustees of Abbot Public Library are accepting applications from anyone wishing to fill the vacancy on the Trustees of Abbot Public Library. Letters of interest, along with a resume and a brief description of why you would like to be on the Board of Trustees, should be submitted to the Board of Selectmen, Abbot Hall, 188 Washington Street, AND the Abbot Public Library, c/o Maura Phelan Murnane, 235 Pleasant Street. Deadline to submit letters is Wednesday, August 6, 2014 at 5:00 p.m. All applicants will be interviewed in a joint meeting of the Board of Selectmen and the Trustees of Abbot Public Library on Wednesday, August 13, 2014 at 7:30 p.m. at Abbot Hall.

**APPRECIATION. MHTV.** Motion made and seconded to send a letter of congratulations to MHTV on receiving the Alliance for Community Media Award for “overall excellence in public access TV”. All in favor.

Motion made and seconded to adjourn at 8:20 p.m. All in favor.

Kyle A. Wiley  
Administrative Aide