

## BOARD OF SELECTMEN

### MINUTES February 11, 2015

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.  
Bret T. Murray

John J. McGinn, Town Administrator

**SWEARING IN. Marblehead Firefighters.** Chief Jason Gilliland appeared before the Board. The following firefighters were sworn in by Robin Michaud, Town Clerk; Timothy Cronin, Brent Tarasuik and Joshua Norman. Also sworn in as honorary firefighter, Trevor Connolly.

**MINUTES.** Motion made and seconded to approve the minutes from January 21, 2015. All in favor.

**COUNCIL ON AGING. Interviews. Appointments.** The following residents appeared before the Board seeking appointment to the Council on Aging: Pam Foye, 10 Lattimer Street, Thomas Gawrys, 10 Arrowhead Road and Joan Shea, 3 Sewall Street. Motion made and seconded to appoint Pam Foye to the Council on Aging with a term to expire in May 2017. All in favor. Motion made and seconded to appoint Thomas Gawrys to the Council on Aging with a term to expire in May 2016. All in favor. Motion made and seconded to appoint Joan Shea to the Council on Aging with a term to expire in May 2015. All in favor.

**RESERVE FUND TRANSFER. Veterans Benefits.** Motion made and seconded to authorize David C. Rodgers to appear before the Finance Committee to request the transfer of the sum of thirteen thousand dollars (\$13,000.00) from the Reserve Fund in accordance with chapter 40, section 6 of the Massachusetts General Laws for unanticipated increase in Veterans Benefits. All in favor

**RESERVE FUND TRANSFER . Veterans Salary.** Motion made and seconded to authorize David C. Rodgers to appear before the Finance Committee to request the transfer of the sum of one hundred dollars (\$100.00) from the Reserve Fund in accordance with chapter 40, section 6 of the Massachusetts General Laws. All in favor

**RESERVE FUND TRANSFER. Public Building Expense.** Motion made and seconded to authorize Robert Ives to appear before the Finance Committee to request the transfer of the sum of seven thousand two hundred and fifty dollars (\$7,250.00) from the

Reserve Fund in accordance with chapter 40, section 6 of the Massachusetts General Laws to cover emergency repairs to the Police Station heating system. All in favor

**RESERVE FUND TRANSFER. Art. 11, 2014 Public Buildings.** Motion made and seconded to authorize Robert Ives to appear before the Finance Committee to request the transfer of the sum of eighteen thousand two hundred and fifty dollars (\$18,250.00) from the Reserve Fund in accordance with chapter 40, section 6 of the Massachusetts General Laws for repairs to the Police Station heating system. All in favor

**RESERVE FUND TRANSFER. Fire Department.** Motion made and seconded to authorize Chief Jason Gilliland to appear before the Finance Committee to request the transfer of the sum of thirty thousand dollars (\$30,000.00) from the Reserve Fund in accordance with chapter 40, section 6 of the Massachusetts General Laws to cover unanticipated apparatus repairs and medical costs. All in favor

**RESERVE FUND TRANSFER. Zoning Board Legal Fees.** Motion made and seconded to authorize Town Administrator John J. McGinn to appear before the Finance Committee to request the transfer of the sum of ten thousand five hundred dollars (\$10,500.00) from the Reserve Fund in accordance with Chapter 40, Section 6 of the Massachusetts General Laws for Zoning Board legal fees.. All in favor

**COUNCIL ON AGING. Revolving Funds.** Motion made and seconded to approve the request from Lisa Hooper, Director, to reauthorize the Council on Aging Revolving Fund for fiscal year 2016 at the current amount of \$250,000 in accordance with Mass General Laws Chapter 44, Section 53E ½. All in favor.

**MARBLEHEAD PUBLIC SCHOOLS. Revolving Funds.** Motion made and seconded to approve the request from Maryann Perry, Superintendent of Schools, to reauthorize the Special Education Revolving Fund in the amount of \$580,000 for fiscal 2016 in accordance with Mass General Laws Chapter 44, Section 53E ½. All in favor.

**MARBLEHEAD HISTORICAL COMMISSION. Revolving Funds.** Motion made and seconded to reauthorize the Historical Commission Gift Shop Revolving Fund in the amount of \$13,000 for fiscal 2016 in accordance with Mass General Laws Chapter 44, Section 53E ½. All in favor.

**POLICE DEPARTMENT. Revolving Funds.** Motion made and seconded to approve the request from Chief Robert O. Picariello to reauthorize the following funds for Fiscal Year 2016: The RAD Revolving fund for \$7,500; the revolving fund for the Animal Control/Police Department Fund at \$20,000; and the Animal Control Office Donation Fund in accordance with Mass General Laws Chapter 44, Section 53E ½. All in favor.

**LICENSING. One Day Beer/Wine. Arts Fusion.** Motion made and seconded to approve the request from Lynne DeVoe, Marblehead Festival of Arts, for a One Day Beer/Wine License on Saturday, May 2, 2015 from 5:30 p.m. – 10:30 p.m. for the 2<sup>nd</sup> annual Arts Fusion event at Abbot Hall subject to the following:

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. On a polled vote the Board voted as follows: Mr. Christensen, in favor; Mr. Murray, in favor; Mrs. Belf-Becker, in favor.

**PERMISSION. Witch City Triathlon.** Motion made and seconded to approve the request from Ashley Steeves, B&S Fitness, to run the Annual Witch City Triathlon on Sunday, August 9, 2015 subject to approval from the Marblehead Police and receipt of the required Certificate of Insurance. The event will start in Salem at 7:00 a.m. and all bikers will be out of Marblehead by 8:45 a.m. at the latest. All in favor.

**SNOW EMERGENCY.** Motion made and seconded that the Board of Selectmen declare and extend a state of emergency in the Town of Marblehead from Wednesday, February 11, 2015 at 11:59 p.m. through Wednesday, February 18, 2015 at 11:59 p.m. due to significant snow accumulation which resulted from the snow storm of February 18, 2015 and that said snow poses an immediate threat to the health or safety of persons or property in the Town of Marblehead. All in favor.

**ANNUAL TOWN MEETING. 2015. Zoning Article.** Motion made and seconded in accordance with MGL Chapter 40A section 5 the Board of Selectmen hereby submits all zoning articles received to the Planning Board for review. All in favor.

**COMMONWEALTH OF MASSACHUSETTS. Division of Marine Fisheries. Shellfishing.** Notice was received from the Commonwealth of Massachusetts Division of Marine Fisheries that Devereux and Tuckers Beaches are now open for shellfishing.

**MARBLEHEAD MUNICIPAL LIGHT COMMISSION. Applicants.** Motion made and seconded to extend the deadline to submit letters of interest for the Marblehead Municipal Light Commission to Wednesday, February 25, 2015 at 5:00 p.m. Letters of interest should be sent to the Board of Selectmen, Abbot Hall, 188 Washington Street and the Marblehead Municipal Light Commission, 80 Commercial Street.

8:00 p.m. Motion made and seconded to recess until 8:25 p.m. All in favor.

8:25 p.m. Board reconvened in open session.

**EXECUTIVE SESSION.** Motion made and seconded to go into Executive Session to discuss strategy with respect to litigation, namely Green Street Realty Trust v. Town of Marblehead, Essex Superior Court Docket Nos. ESCV2013-02029 and ESCV2013-02030, where an open meeting may have a detrimental effect on the litigating position of the Town. The Board will NOT reconvene in open session. On a polled vote the Board

voted as follows: Mr. Murray, in favor; Mr. Christensen, in favor; Mrs. Belf-Becker, in favor. The Board adjourned to Executive Session at 8:30 p.m.

Kyle A. Wiley  
Administrative Aide

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