

BOARD OF SELECTMEN

MINUTES

May 25, 2016

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

John J. McGinn, Town Administrator

MINUTES. Motion made and seconded to approve the minutes from May 11, 2016. All in favor.

HISTORICAL COMMISSION. Presentation of Historical Documents. Members of the Historical Commission appeared before the Board. Four important historical documents from the Revolutionary period have been displayed in the Board of Selectmen's Room, these include:

- George Washington's letter to the inhabitants of Marblehead in 1789
- Elbridge Gerry's letter to the Selectmen accepting appointment to the Massachusetts Provincial Congress in 1774
- Paul Revere's letter to Jonathan Glover and the Selectmen attempting to procure surplus cannon from the Town, written in 1787
- Resolution of the Massachusetts General Court Senate and House relative to a Marblehead petition, signed by John Hancock as Governor and Samuel Adams as Senate president, written in 1784

The Historical Commission has recently completed the restoration, digitizing and framing of replica documents which are now hanging on display in the Selectmen's Room. Chair Belf-Becker acknowledge and thanked the many individuals involved with this process: Robin Michaud, Town Clerk; Marblehead Historical Commission, especially Chris Johnston Chairman; Wayne Butler and all Historic Commission volunteer archivists; Don Doliber, Town Historian and Chris Butler and Dan Williams, Building Department.

VETERANS AGENT. Memorial Day. David Rodgers, Veterans' Agent, appeared before the Board to announce the following Memorial Day events:

Saturday, May 28, 2016. 9:00 a.m. from the Bell Tower at Waterside Cemetery. Veteran's Grave Flagging. All are welcome to participate in honoring Marblehead's Veterans. Anyone needing a flag for a Veterans Grave, which was overlooked, may call the Veterans Office at 781-631-0990.

Sunday, May 29, 2016. 1:00 p.m. Veterans Service at Star of Sea Cemetery. Public is welcome.

Monday, May 30, 2016. Memorial Day Parade. 8:00 a.m. Muster at Old Town House. 9:00 a.m. main parade begins; march to Memorial Park then to Waterside Cemetery. Trolley service will be available from the VFW at 7:30 a.m. for all Veterans who may need assistance to participate in the activities. The public is invited and encouraged to attend all ceremonies.

POLICE DEPARTMENT. Plan Summary. Chief Robert O. Picariello appeared before the Board to present the Departments Strategic Plan “Continuing Forward 2021” as expanded/revised by an Advisory Committee established by the Board. The Advisory Committee recommendations included in the Plan’s design are intended to increase the transparency of the Department’s actions. The Action Plan is intended to broaden public knowledge about police operations. The timeline for this strategic plan/action plan is five years and it is recognized that some action items will be impacted by funding. After review of the plan motion made and seconded to accept the report “Continuing Forward 2021, a Plan for the Marblehead Police Department” as presented. All in favor. Members of the Advisory Board are: John McGinn, Town Administrator; Fire Chief Jason Gilliland, Lisa Hooper, Council on Aging; Beth Ferris, Chamber of Commerce; Ken Lord, School Department; Elizabeth Moore and Todd Zion, Community Representatives; Loren Weston, Task Force Against Discrimination; Ben Day, Marblehead Counseling Center; Police Chief Robert O. Picariello, Sgt. Nicholas Economou and Officer Daniel Gagnon, Police Department.

PUBLIC HEARING. Licensing. Transfer. All Alcoholic Package Store License. Beach Bluff Liquors. Neil Berman, Esq. 403 Highland Avenue, Somerville, Rohitkumar K. Patel, 1029 Broadway, Somerville and Jagdish Bholidas Patel, 7 Druid Hill Avenue, Methuen, appeared before the Board seeking to transfer the All Alcoholic Package Store License at 260 Humphrey Street. No one spoke in favor or opposed to the applicant. Motion made and seconded to approve the application to transfer the All Alcoholic Package Store License from Central Plaza Liquors Inc. d/b/a Beach Bluff Liquors to Brijes Corporation, d/b/a Beach Bluff Liquors, 260 Humphrey Street, Manager Jagdish Bholidas Patel, 7 Druid Hill Avenue, Methuen, hours of operation Monday through Saturday 8:00am – 11:00 p.m., Sundays 10:00 a.m. - 11:00 p.m. subject to approval from the ABCC, receipt of all applicable inspection sign offs and all fees paid. 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.

BELLRINGING. July 4th. Motion made and seconded to request that church bells throughout the Town be rung on Monday, July 4, 2016 at the usual holiday hours: 7:30 a.m. to 8:00 a.m., 12:00 noon to 12:30 p.m., 6:00 p.m. to 6:30 p.m. All in favor.

HOLIDAY HOURS. 4th of July. Motion made and seconded that the following holiday hours will be observed at Abbot Hall and Mary A. Alley Building:
Monday, July 4, 2016 CLOSED ALL DAY for regular business
Tuesday, July 5, 2016 8:00 am – 5:00 pm

Wednesday, July 6, 2016 8:00 am – 6:00 pm
Thursday, July 7, 2016 8:00 am – 5:00 pm
Friday, July 8, 2016 8:00 am – 12:30 pm
All in favor.

LICENSING. One Day Liquor License(s). Corinthian Yacht Club. Motion made and seconded to approve the request from William F. Quinn, Secretary and General Counsel of Corinthian Yacht Club, for a One Day Liquor License, for beer and wine, on Tuesday, June 21, 2016, 6:00 p.m. – 9:00 p.m. at 1 Nahant Street, on the Corinthian Yacht Club float for a boat open-house for their members, with a rain date of Thursday, June 23, 2016 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 either Seaboard Products in Danvers or Merrimack Distributors of Danvers and stored separately on the property. 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. Ladders on the public way. 84 Washington Street. Motion made and seconded to approve the request from Carlos Sanchez, Tico Painting, to place ladders on the public way at 84 Washington for 1 week, weather permitting, starting Monday, May 30, 2016, and to block 2-3 parking spaces to allow for safe passage, subject to approval from Chief Picariello and the following conditions:

1. Ladders must be removed from the public way at the end of each day
2. A safe passage way is to be maintained at all times
3. Receipt of the required Certificate of Insurance

All in favor.

REAPPOINTMENTS. Motion made and seconded to reappoint Kurt James to the Affordable Housing Trust Fund and the Smart Growth Committee with terms to expire in May 2017. All in favor.

FORT SEWALL. Permission to Use. Gerry School. Motion made and seconded to approve the request from James M. Shay, Elbridge Gerry School, to access the bunker at Fort Sewall on Monday, June 20, 2016 from 9:00 a.m. – 12:00 noon for the Elbridge Gerry first grade “pirate picnic” subject to the construction project completed. The Fort shall remain open to the public at all times. All in favor.

MOVING VAN. Tucker Street. Motion made and seconded to approve the request from Philip Heller, 14 Tucker Street, to have a moving van at 14 Tucker Street all day on Friday, June 17, 2016 subject to approval from Chief Picariello and a Police Detail. All in favor.

PERMISSION TO USE. Powder House/Abbot Hall/Fort Sewall. Trails & Sails Event. Motion made and seconded to approve the request from Judy Anderson to use the Powder House, Abbot Hall and Fort Sewall on Saturday, September 24, 2016 for the annual Trails and Sails event organized by Essex Heritage subject to receipt of applicable fees and insurance. All in favor.

MOVING VAN. Gregory Street/Arthur Avenue. Motion made and seconded to approve the request from Nancy Hawthorne, 18 Gregory Street, to have a moving van at 18 Gregory Street on Thursday, June 30, 2016, 7:00 a.m. – 5:00 p.m. and Friday July 1, 2016 from 7:00 a.m. – 1:00 p.m. and to block 2-3 parking spaces as needed and to have a moving van at 31 Arthur Avenue on Friday, July 1, 2016 from 11:00 a.m. – 5:00 p.m. subject to approval from Chief Picariello. All in favor.

PERMISSION. Don Humphreys Veterans Memorial 5K. Motion made and seconded to approve the request from Nancy Archer Gwin, Rotary Club of Marblehead, to hold the Don Humphreys Veterans Memorial 5K on Sunday, November 6, 2016, starting at 12:00 noon, subject to approval from Chief Picariello and receipt of the required Certificate of Insurance. All in favor.

ABBOT PUBLIC LIBRARY. Board of Library Trustees. Resignation. Notification was received from Lauren Fogle that she has resigned her position as a member of the Board of Library Trustees for Abbot Public Library. Motion made and seconded to accept with regret and to send a letter of appreciation. All in favor.

ABBOT PUBLIC LIBRARY. Board of Library Trustees. Vacancy. The Board of Selectmen and the Board of Trustees will receive letters of interest to fill this position. Letters on interest should be sent to: Jackie Belf-Becker, Chair, Board of Selectmen, Abbot Hall, 188 Washington Street or email wileyk@marblehead.org AND Phylis Smith, Abbot Public Library Board of Trustees, 235 Pleasant Street or email rpsmitty@aol.com. Deadline to submit letters of interest is Friday, June 17, 2016 at 12:00 noon. Applicants will be interviewed in a joint meeting of the Board of Selectmen and Library Trustees on Wednesday, June 22, 2016 at 7:30 p.m. at Abbot Hall, 188 Washington Street.

VACANCIES. The following is a list of vacancies on Town Boards, Commissions and Committees. Anyone interested in serving on one of these Boards or Committees should submit a letter of interest to the Board of Selectmen, Abbot Hall, 188 Washington Street. Deadline to submit letters of interest is Wednesday, June 22, 2016 at 5:00 p.m. Dates for interviews shall be determined at a future meeting.

CONSERVATION COMMITTEE – Term 3 Years

- (1) Vacancy

COUNCIL ON AGING – Term: 3 years

- (1) Vacancy expire in 2019

FAIR HOUSING COMMITTEE – Term: 1 year

- Vacancy (*there is no limit*)

FENCE VIEWERS – Term: 1 year

- (2) Vacancies

FINANCE COMMITTEE – Term: 3 years

- (1) Vacancy Expires 2019

MARBLEHEAD CULTURAL COUNCIL – Term: 3 years

- (3) Vacancies Expires 2019
- (1) Vacancy Expires 2018
- (2) Vacancies Expires 2017

MARBLEHEAD DISABILITIES COMMISSION – Term 3 years

- (1) Vacancy Expires 2019
- (1) Vacancy Expires 2018

MBTA ADVISORY BOARD – Term: 1 year

- (1) Vacancy

OLD AND HISTORIC DISTRICTS COMMISSION– Term: 1 year

- (2) Vacancies - Alternate Position

OLD BURIAL HILL OVERSIGHT COMMITTEE – Term: 1 year

- (1) Vacancy

TASK FORCE AGAINST DISCRIMINATION – Term: 1 year

- (3) Vacancies

CONTRACT. Abbot Hall Stage Lift. Motion made and seconded to award a contract for the Abbot Hall Stage Lift project to Kneeland Construction Corporation of Medford, MA in the amount of ninety four thousand dollars (\$94,000.00) and authorize the Chair to sign the contract on behalf of the Board. All in favor.

CONTRACT. Fort Sewall. Amend. Motion made and seconded to amend the contract with Calhess Restoration and Waterproofing of Boston for the Fort Sewall Restoration Project by increasing the contact amount by an amount not to exceed twenty eight thousand dollars (\$28,000.00) and extend the contract by 10 days and authorize the Chair to sign the change order on behalf of the Board, contingent upon receipt of funding from the Massachusetts Historical Commission. All in favor.

OLD AND HISTORIC DISTRICTS COMMISSION. Home Rule Petition. Motion made and seconded that consistent with the authority granted to the Board in Article 30 of the May 2, 2016 Annual Town Meeting vote that the Board of Selectmen forward the Home Rule Petition to the Legislature for filing in the form attached hereto. All in favor.

AMERICANS WITH DISABILITIES ACT. Proclamation. Motion made and seconded to declare July 26, 2016 as “ADA” day, marking the 26th anniversary of the signing of the Americans with Disabilities Act (ADA) and prepare a proclamation in honor of this anniversary. All in favor.

NORTH SHORE PRIDE. 5th Anniversary. Letter of Congratulations. Motion made and seconded to send a letter of congratulations to Kirsten Freni, President, nAGLY (North Shore Alliance of LGBTQ Youth) marking the 5th Anniversary for North Shore Pride. This year’s theme is “Building Community with Pride”. All in favor.

POLICE DEPARTMENT. Indemnify. Motion made and seconded to approve the request from Chief Robert Picariello to indemnify Officer Timothy Morley for injuries sustained while on duty May 24, 2016. All in favor.

LETTERS OF INTEREST. Conservation Commission. Council on Aging. The following letters of interest were received: Jesse Harlan Alderman, Conservation Commission and Freda Hoyt McGuire, Council on Aging. The Board will be interviewing applicants at a later date.

FIREFIGHTERS SUNDAY SERVICE. A letter was received from Douglas B. Knowles, President, Local 2043, inviting the Board to the 2016 Marblehead Firefighters Sunday Service to be held at Waterside Cemetery on June 12, 2016 at 9:00 a.m., rain or shine, at the Firefighters Plot. Breakfast will be served immediately following service at the Gerry 5.

USS MANLEY (DD940) ASSOCIATION. Naming of Navy Ship. A letter was received from Harold Kane, President, USS Manley (DD-940) Association, as it relates to a petition to the Secretary of the Navy to name a warship after John Manly, born in 1733 in England, settled in Marblehead, became a merchant seaman and a Ship's Master and during the Revolutionary War served under General George Washington and the Continental Army first as the commander of the schooner *Lee*, later as the Commodore of Washington's "Schooner Squadron" and later upon formation of the Continental Navy was commissioned a Captain becoming its second most senior ranking officer being known as the "Commodore of George Washington's Navy". He was captured and imprisoned, returned to service as a Privateer and finally to assume the command of the Navy's frigate *Hague*. Motion made and seconded to support a resolution to name a new Navy Ship after John Manley. All in favor.

ROBINSON FARM TOURS. Letter of Appreciation. Motion made and seconded to send a letter of congratulations to the fourth grade students of the Village School on the recent tours the students gave to the public at Robinson Farms. All in favor.

EXECUTIVE SESSION. Motion made and seconded to go into Executive Session under M.G.L. c. 30A §21(a)(3) for the purpose of conducting strategy with respect to litigation since the public discussion of the subject matter may have a detrimental effect on the position of the Town. 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. Murray, in favor; Mr. Christensen, in favor; Mrs. Jacobi, in favor; Mr. Nye, in favor; Mrs. Belf-Becker, in favor.

Adjourned to Executive Session at 8:30 p.m. All in favor.

Kyle A. Wiley
Administrative Aide