

BOARD OF SELECTMEN

MINUTES

September 14, 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
Judith R. Jacobi
Bret T. Murray
James E. Nye

John J. McGinn, Town Administrator

CABLE TELEVISION ADVISORY COMMITTEE. Interviews. Appointments. Ruth Ferguson, 28 Washington Street, David Patten, 25 Lee Street and Robert F. Peck, 22 Tidewinds Terrace, appeared before the Board as it relates to serving on the Cable Television Advisory Committee. Motion made and seconded to appoint Ruth Ferguson to the Cable Television Advisory Committee with a term to expire in May 2017. All in favor. Motion made and seconded to appoint David Patten to the Cable Television Advisory Committee with a term to expire in May 2017. All in favor. Motion made and seconded to appoint Robert Peck to the Cable Television Advisory Committee with a term to expire in May 2017. All in favor

CHAMBER OF COMMERCE. Tree Lighting/Decorations. Beth Ferris, Executive Director, and George Barbuzzi, President, Chamber of Commerce, appeared before the Board seeking approval for various holiday events. Motion made and seconded to approve the request from Beth Ferris, Chamber of Commerce, for the following requests subject to receipt of the required Certificate of Insurance:

Annual Tree Lighting - Friday, December 2, 2016 at the National Grand Bank parking lot. Event starts at 6pm, tree lighting at 7pm.

Holiday Wreaths/Red Bows/Ribbon Wraps/Cards. Hang approximately 70 holiday wreaths on light posts in the Historic District and to hang red bow & ribbon wraps, with a 4x6 acknowledgment card limited to text only, on U channel sign posts throughout the other business districts starting the week of November 14, 2016 subject to approval from the Marblehead Municipal Light Department and receipt of the required Certificate of Insurance. All decorations shall be removed by January 6, 2017.

Holiday Lighting. Turn on the holiday lights at the Old Town House and State Street Landing by Friday, November 18, 2016. All in favor.

MINUTES. Motion made and seconded to approve the minutes from August 24, 2016. All in favor.

FORT SEWALL. Permission to Use. Motion made and seconded to approve the request from Kevin Koshy, 1 Cliff Street, to use Fort Sewall on Friday, May 12, 2017, from 4:00 p.m. – 7:00 p.m., and to serve light refreshments and soft drinks for approximately 50- 75 people and to erect a properly sized tent, subject to the usual rules, regulations, fees, permits (tent) and receipt of the required certificate of insurance. The park is to remain open to the public at all times. All in favor.

CONTRACT. Dental Insurance. Extend. Motion made and seconded to extend the contract for voluntary dental insurance coverage between the Town of Marblehead and Altus Dental Insurance Co. Inc., until 6/30/2018 and authorize the Chair to sign the contract extension on behalf of the Board. 3 voted in favor, Mr. Murray voted present.

LICENSING. One Day Liquor License. Marblehead Little Theatre. Motion made and seconded to approve the request from Stanis Ames, Marblehead Little Theatre, for a 1 Day Liquor License on Saturday, October 1, 2016 from 7:30 p.m. – 11:00 p.m. at 12 School Street for a fundraiser 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, Everett. On a polled vote the Board voted as follows: Mr. Murray, in favor; Mrs. Jacobi, in favor; Mr. Nye, in favor;

SURPLUS EQUIPMENT. Motion made and seconded to declare surplus and no longer needed for municipal use one Blu-ray model 250 scavenger ammonia printer. All in favor.

PERMISSION. Old Town House. Motion made and seconded to approve the request from Vicki Staveacre to serve beer/wine, at no cost, at the Old Town House on Friday, September 16, 2016 from 5:30 p.m. – 7:00 p.m. subject to receipt of the required Liquor Liability Insurance. All in favor.

OLD TOWN HOUSE. Permission to Use. Marblehead Museum. Motion made and seconded to approve the request from Pam Peterson, Director, to use the Old Town House on Thursday, September 29, 2016 from 5:00 p.m. – 10:00 p.m. for a lecture series subject to the usual rules, regulations, fees and receipt of the required Certificate of Insurance and to waive the rental fee for this event. All in favor.

MEETINGS. Board of Selectmen. The Board of Selectmen will hold their regular meetings at 7:30 p.m. in October on the following dates:

October 5, 2016
October 19, 2016

MARBLEHEAD FIRE DEPARTMENT. Retirement. A letter was received from Chief Jason Gilliland notifying the Board that Captain Daniel Rice will retire from the Fire Department, after 33 years of service, on October 2, 2016. Motion made and seconded to send a letter of appreciation to Captain Rice. All in favor.

DEMOCRATIC TOWN COMMITTEE. Registrars of Voters. A letter was received from Renee Ramirez Keaney, Chair, Marblehead Democratic Town Committee, nominating Margaret Herrick for the vacancy on the Registrars of Voters. The Board of Selectmen will schedule interviews for this position at a future date.

CABLE TELEVISION ADVISORY COMMITTEE. Letters of Interest. Letters of interest were received from Frank Kelley, Michael Thompson and Steve Clay as it relates to serving on the Cable Television Advisory Committee. The Board will interview these applicants at their meeting on September 24, 2016.

ZONING BOARD OF APPEALS. 263-269 Pleasant Street. Jim Landergan, 273 Pleasant Street, Phil Mancusco, 6 Mohawk Road and Frank McElroy, 3 Front Street, counsel for abutters, addressed the Board as it relates to the appeal that has been filed: 263-269 Pleasant Street, LLC v. Marblehead Zoning Board of Appeals, asking the Board to allocate funds for the town to defend the Zoning Board of Appeals. Lisa L. Mead, Special Town Counsel addressed the Board stating that Special Town Counsel has been directed to defend the Zoning Board of Appeals and would not discuss the Town's litigation strategy at this time.

EXECUTIVE SESSION. Motion made and seconded to adjourn to Executive Session under G.L. c. 30A, § 21(a) (3), for the purpose of discussing litigation, where a public discussion of the same may have a detrimental effect on the litigating positions of the Town. Votes may be taken and, if they are, they 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; Mrs. Jacobi, in favor; Mr. Nye, in favor; Mrs. Belf-Becker, in favor.

The Board adjourned to Executive Session at 8:15 p.m. All in favor.

Kyle A. Wiley
Administrative Aide