

## BOARD OF SELECTMEN

### MINUTES

October 5, 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

**MINUTES.** Motion made and seconded to approve the minutes from September 28, 2016. All in favor.

**TOWN CLERK. Early Voting.** Robin Michaud, Town Clerk, appeared before the Board to advise them on the timeline for the November 8, 2016 General Election. The last day to register to vote for the November 8, 2016 General Election is Wednesday, October 19, 2016. Any person who is currently registered to vote does not have to re-register. Only individuals who are registering to vote for the first time, moved into town, or moved within the Town of Marblehead, or want to change their party affiliation need to register before October 19, 2016. The Town Clerk's office will be open on October 19, 2016 until 8:00 p.m. only for voter registration issues. To check to see if you are registered to vote, and to find information on how to register to vote, you may visit the Secretary of the Commonwealth's website: [www.sec.state.ma.us/ele](http://www.sec.state.ma.us/ele). You can register to vote, change your address, or party affiliation, online if you have a Massachusetts Driver's License or Massachusetts issued ID by visiting [www.RegisterToVoteMA.com](http://www.RegisterToVoteMA.com).

**ABSENTEE BALLOTS** will be available no later than October 18, 2016. Voters are able to vote absentee if you are absent from the town on Election Day, a physical disability preventing you from going to the polling location, or a religious belief. You can apply for an absentee ballot until 12:00PM on November 7, 2016.

**EARLY VOTING will be October 24 – November 4, 2016.** Unlike absentee voting, early voting is for every registered voter. Registered voters do not need an excuse or reason to vote early. Early Voting will take place at Abbot Hall 188 Washington Street. The Hours will be as follows:

Monday, Oct. 24<sup>th</sup> 8:00AM -5:00PM  
Tuesday, Oct. 25<sup>th</sup> 8:00AM – 5:00PM  
Wednesday, Oct. 26<sup>th</sup> 8:00AM – 6:00PM  
Thursday, Oct. 27<sup>th</sup> 8:00AM – 5:00PM  
Friday, Oct 28<sup>th</sup> 8:00AM -12:30PM  
Saturday, Oct. 29<sup>th</sup> 8:30AM – 12:30PM

Monday, Oct., 31<sup>st</sup> 8:00AM – 5:00PM  
Tuesday, Nov. 1<sup>st</sup> 8:00AM – 5:00PM  
Wednesday, Nov. 2<sup>nd</sup> 8:00AM -8:00PM  
Thursday, Nov. 3<sup>rd</sup> 8:00AM – 5:00PM  
Friday, Nov. 4<sup>th</sup> 8:00AM – 12:30PM

If you have any questions on the election or your voter registration, please contact the Clerk's office at 781-631-0528.

**REGISTRAR OF VOTERS.** Anthony Chamay, 2 Bonad Road, and Margaret A. Herrick, 7A Skinners Path, appeared before the board as it relates to the vacancy on the Registrar of Voters. Motion made and seconded to place both names in for nomination for the Registrar of Voters with a term to expire in May 2018. All in favor. On a polled vote the Board voted as follows: Mr. Murray, Mr. Chamay; Mrs. Jacobi, Ms. Herrick; Mr. Nye, Mr. Chamay; Mrs. Belf-Becker, Ms. Herrick. Motion made and seconded to table the vote until a full board is present. All in favor.

**FORT SEWALL OVERSIGHT COMMITTEE. Update.** Rebecca Cutting, Town Planner, Chief Procurement Officer, Larry Sands, Chairman and Brenda Arnold, member, appeared before the Board to give an update on Fort Sewall. Phase 1 of the project is complete. Costing approximately \$300,000, the project was funded in parts by a grant from the Massachusetts Historical Commission, donations and the Curtis Coffin Fund. The primary focus of the work was the masonry on the southern side of the redoubt, replacing window grilles, replacing doors, door frames and door gratings, as well as repairing unsafe conditions on a walkway and installing/replacing railings and the installation of Binoculars donated by the Twaalfhoven family. Phase II of the project, estimated at \$600 – 700,000 will provide an accessible route to upper walk and lower walk, an accessible walk to the redoubt, raise stone dust floor in redoubt for accessibility, replace stair railings throughout the fort, install a low barrier post and chain fence between walks and steep bank, conduct ground penetrating radar to determine original cannon positions, one replica cannon & associated earthworks with gun and carriage and replicate outline of other gun positions. Additionally the erosion problem will need to be addressed. The Committee plans to continue to look for grants, donations and other sources and will return to the Selectmen on a future date to discuss funding options for Phase II. Anyone wishing to donate to Fort Sewall should submit a check, payable to the Town of Marblehead, and note "Fort Sewall" in the memo line and send to the Selectmen's Office, Abbot Hall, 188 Washington Street.

**COLGATE ROAD. Annual Town Meeting. Articles 31, 32.** Rebecca Cutting, Town Planner, Chief Procurement Officer, appeared before the Board as it relates to the portion of Colgate Road that May 2016 Town Meeting voted to abandon. Ms. Cutting discussed the timeline and the actions needed by the Board to declare the parcel surplus and to issue a Request for Proposal. The following votes were taken: Motion made and seconded to declare the town owned land a portion of Colgate Road as described which is approximately 10,542 square feet in size, surplus and available for disposition with the following restriction – that no building shall be constructed on the lot; a permanent utility easement be granted to the town for the utilities that are located within the roadway; an access easement to access public land walking trail. All in favor. Motion made and seconded to authorize the Chief Procurement Officer to prepare and issue a Request for Proposal and dispose of in accordance with all applicable laws. All in favor.

**OLD TOWN HOUSE. Permission to Use. Old Marblehead Improvement Association.** Motion made and seconded to approve the request from Brenda Arnold, Old Marblehead Improvement Association, to use the Old Town House on Sunday, November 13, 2016 from 1:00 p.m. – 5:00 p.m. and to serve light refreshments and wine, at no cost, 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.

**LICENSING. Change of Manager/Change of d/b/a. Warwick Entertainment, LLC. 123 Pleasant Street.** David Zion, 22 Coolidge Road, appeared before the Board as it relates to the application submitted by Warwick Entertainment, LLC to Change the Manager and the d/b/a on the All Alcoholic Beverage License. **Change of Manager.** Motion made and seconded to approve the application to Change the Manager on the All Alcoholic Beverage License for Warwick Entertainment, LLC, 123 Pleasant Street, to David Zion, 22 Coolidge Road, subject to receipt of the required forms, fees, CORI and ABCC approval. 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.

**D/B/A.** Motion made and seconded to approve the application to Change the d/b/a on the All Alcoholic Beverage License for Warwick Entertainment, LLC, 123 Pleasant Street to Wicks, subject to receipt of the required forms, fees and ABCC approval. 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.

**PARKING RESTRICTIONS. Round House Road. Annual Clean up.** Motion made and seconded to approve the request from Arthur Graves, Public Works Director, to temporarily make the entirety of the Railroad Right of Way known as Roundhouse Road, from School Street through to Bessom Street, as well as upper Anderson Street from #10 Anderson through to Bessom Street a **NO PARKING/TOW ZONE** area for the following dates:

October 25, 2016 from the hours of 7:00 a.m. – 3:00 p.m.

Rain Date: October 26, 2016 from the hours of 7:00 a.m. - 3:00 p.m.

All in favor.

**ABBOT HALL. Permission to Use. Festival of Arts.** Motion made and seconded to approve the request from Maggie Raftus, Marblehead Festival of Arts, to use Abbot Hall during the 2016 Christmas Walk and for the Winter Artisan’s Marketplace subject to the usual rules, regulations, fees and receipt of the required Certificate of Insurance as follows:

Friday, December 2, 2016                      6:00 p.m. – 9:00 p.m.

Saturday, December 3, 2016                7:00 a.m. – 5:30 p.m.

Sunday, December 4, 2016                 8:30 a.m. - 7:00 p.m.

All in favor.

**SHELLFISHING. Conditionally Approved.** Motion made and seconded, in accordance with Chapter 130, section 74A of Massachusetts General Laws, the Division of Marine Fisheries has determined that the shellfish classification area, N21.2 Devereux and Tuckers Beaches, classified as **CONDITIONALLY APPROVED**, now meets the established

criteria for the harvest of shellfish. As a result, the status of this area has been changed to “OPEN TO SHELLFISHING” October 1, 2016 – April 30, 2017. All in favor.

**CONGRATULATIONS.** Motion made and seconded to send a letter of congratulations to Annie Madden and Mary LeBlanc, Marblehead Village School teachers, on receipt of the Essex Heritage Pioneer in Partnership Award, for their work on developing and implementing the innovative Robinson Farm outdoor classroom project. All in favor.

Motion made and seconded to adjourn 8:15 p.m. All in favor.

Kyle A. Wiley  
Administrative Aide