

**BOARD OF SELECTMEN**

**MINUTES**

**January 25, 2017**

Board met in session at 7:30 p.m. in the Selectmen's Office at Abbot Hall  
Present (constituting a quorum):

Jackie Belf-Becker, Chair  
Harry C. Christensen, Jr.  
Judith R. Jacobi  
James E. Nye

John J. McGinn, Town Administrator

**MINUTES.** Motion made and seconded to approve the minutes from January 11, 2017.  
All in favor.

**POLICE DEPARTMENT. Appointments.** Chief Picariello appeared before the Board as it relates to appointing two (2) officers. Motion made and seconded to appoint Nicholas Fratini and John Morris as permanent full time officers for the Town of Marblehead effective March 13, 2017. All in favor.

**PUBLIC HEARING. TRANSFER ALL ALCOHOLIC BEVERAGE LICENSE. Two Apostles and a Saint LLC, d/b/a Super Fine Restaurants.** Matthew Gaudet, 22 Woodholm Road, Manchester, and Christopher Robbins, Jersey Street, appeared before the Board seeking a transfer of the All Alcoholic Beverage License and Common Victualler License at 126 Washington Street, (basement area of 126-128 Washington Street) restaurant and outdoor patio. This same applicant has also applied for a Common Victualler license. Interior hours of operation will be Monday through Saturday 4:00 PM – 11:00 PM, Sundays 11:00 AM – 11:00 PM, Exterior Hours 4:00 PM – 10:00 PM. Sundays and Holidays (New Years, Valentines, Memorial Day, 4<sup>th</sup> of July, Arts Festival Weekend, Thanksgiving and Christmas) Interior Hours 11:00 AM – 11:00 PM, Exterior Hours 11:00 AM 10:00 PM. The current owner of the license is Hungry Cats Restaurant Group, d/b/a Jack Tar American Tavern. No one spoke opposed or in favor of the applicant. Motion made and seconded to approve the application for the Common Victualler License from Two Apostles and a Saint LLC d/b/a Super Fine Restaurant, 126 Washington Street, Manager: Matthew Gaudet. All in favor. Motion made and seconded to approve the transfer of the All Alcoholic Beverage License from Hungry Cats Restaurant Group, d/b/a Jack Tar American Tavern to Two Apostles and a Saint LLC, d/b/a Super Fine Restaurants, Manager Matthew Gaudet, subject to receipt of all forms, fees, inspection sign offs, ABCC and CORI approvals. Seating capacity = 50 Interior and 25 exterior. On a polled vote the Board voted as follows: Mr. Christensen, in favor; Mrs. Jacobi, in favor; Mr. Nye, in favor; Mrs. Belf-Becker, in favor.

**REQUEST. Abbot Hall Bell Ringing. Marblehead Little Theatre.** Motion made and seconded to approve the request from Bobby Kerrigan, Marblehead Little Theatre, to ring the Bell at Abbot Hall at the conclusion of the performances (4) of 1776, previously approved, at Abbot Hall on April 6 – 9, 2017. 0 voted in favor. 4 voted opposed. Motion failed.

**ABBOT HALL. Permission to Use. Revised Times. Marblehead Little Theatre.** Motion made and seconded to approve the request from Bobby Kerrigan, Marblehead Little Theatre, to revise the previously approved times to use Abbot Hall on Sunday, April 9, 2017 to 1:00 p.m. – 5:00 p.m. subject to the usual rules, regulations, fees and receipt of the required Certificate of Insurance. All in favor.

**DEPARTMENT OF PUBLIC WORKS. Revolving Fund.** Motion made and seconded to approve the request from Arthur Graves, Director of Public Works, to reauthorize the Highway Department’s revolving fund account to be used for deposit fees collected from entities that open various public ways for purposes of utility work, not to exceed \$40,000, for fiscal 2018 in accordance with Mass General Laws Chapter 44, Section 53E ½. All in favor.

**MARBLEHEAD HISTORICAL COMMISSION. Revolving Fund.** Motion made and seconded to approve the request from Chris Johnston, Chairman, to reauthorize the Historical Commission Gift Shop Revolving Fund in the amount of \$15,000 for fiscal 2018 in accordance with Mass General Laws Chapter 44, Section 53E ½. All in favor

**RECREATION AND PARKS DEPARTMENT. Revolving Fund.** Motion made and seconded to approve the request from Peter James, Acting Superintendent, Recreation and Parks Department, to reauthorize its Revolving Fund for \$600,000 for fiscal year 2018 in accordance with Mass General Laws Chapter 44, Section 53E ½. All in favor.

**MARBLEHEAD PUBLIC SCHOOLS. Revolving Fund.** 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 \$1,105,000 for FY2018 in accordance with Mass General Laws Chapter 44, Section 53E ½. All in favor.

**COMPENSATION COMMITTEE. Recommendation. Harbormaster.** Motion made and seconded to authorize the Town Administrator to appear before the Compensation Committee regarding the step placement of Mark Souza, Step 3 of the Group 55 Administrative Pay Scale for the position of Harbormaster. All in favor.

**ABBOT HALL. OLD TOWN HOUSE. Permission to Use. Festival of Arts.** Motion made and seconded to approve the request from the Marblehead Festival of Arts for the following venues and dates subject to the usual rules, regulations, fees and receipt of the required Certificate of Insurance:

**Abbot Hall - Art Auction:  
Art Auction Drop-Off (includes 1/2 hour before and after)**

Wednesday, April 12	4:30 PM to 8:30 PM
Saturday April 15	8:30 AM to 1:30 PM
<b>Art Auction Set-up</b>	
Thursday, April 27	(flat delivery during business hours)
Friday, April 28	9:00 AM to 5:00 PM
Saturday, April 29	9:00 AM to 4:00 PM
<b>Art Auction</b>	
Saturday, April 29	6:00 PM to 10:30 PM
<b>Art Auction Clean-up</b>	
Sunday, April 30	9:00 AM to 5:00 PM

**Abbot Hall - Art Exhibits:**

**Art Exhibits Drop-Off**

Saturday, May 20	8:30 AM to 12:30 PM
Thursday, May 25	5:30 PM to 8:30 PM

**Art Exhibits Judging**

Saturday, June 3	8:30 AM to 1:30 PM
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**Art Exhibits Non-Accepted Work Pickup**

Saturday, June 17	8:30 AM to 12:30 PM
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**Art Exhibits Set-up**

Saturday, June 24	8:30 AM to 3:30 PM
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**Art Exhibits Awards Reception & Exhibits Viewing**

Friday, June 30	5:30 PM to 8:00 PM
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**Art Exhibits Festival Dates**

Saturday, July 1	9:30 AM to 5:30 PM
Sunday, July 2	9:30 AM to 5:30 PM
Monday, July 3	9:30 AM to 5:30 PM
Tuesday, July 4	9:30 AM to 5:30 PM

**Art Exhibits Breakdown & Clean-Up**

Wednesday, July 5	9:00 AM to 2:00 PM
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**Art Exhibits Art Pick-Up**

Wednesday, July 5	5:30 PM to 8:30 PM
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**Artisan's Marketplace: Abbot Hall upper grounds**

Friday, June 30	9:00 AM - 5:00 PM - Set up
Saturday, July 1	9:00 AM - 5:30 PM
Sunday, July 2	9:00 AM - 8:00 PM

**Abbot Hall - Upper Grounds, Logo Store:**

Friday, June 30	9:00AM - 5:00PM – set up
Saturday, July 1	9:00 AM to 5:30PM
Sunday, July 2	9:00 AM to 5:30PM
Monday, July 3	9:00 AM to 5:30PM
Tuesday, July 4	9:00 AM to 4:00PM
Logo Store Breakdown	4:00 PM to completion

**Street Festival - Washington Street**

Sunday, July 2	12:00 PM to 4:00 PM
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**Old Town House**

**Art Exhibits Setup/Exhibits**

Saturday, June 24:	8:30 AM to 3:30 PM	Set up
Saturday, July 1:	9:30 AM to 5:30 PM	
Sunday, July 2:	9:30 AM to 5:30 PM	
Monday, July 3:	9:30 AM to 5:30 PM	
Tuesday, July 4	9:30 AM to 5:30 PM	

**Art Exhibits Breakdown & Clean-Up**

Wednesday, July 5:	9:00 AM to 2:00 PM
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**Art Exhibits Art Pick-Up**

Wednesday, July 5:	5:30 PM to 8:30 PM
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**Champagne and Culinary Arts Reception - Fort Sewall**

Saturday, June 24 (Tent/Stage Setup):	9:00 AM to 5:00 PM
Sunday, June 25 (Setup and Reception):	9:00 AM to 9:00 PM
Monday, June 26 (Breakdown):	8:00 AM until finished

All in favor.

**LICENSING. One Day Liquor. Marblehead Festival of Arts.** Motion made and seconded to approve the request from Sandy McLaughlin, Marblehead Festival of Arts, for a One Day Liquor License on Saturday, April 29, 2017 from 5:00 p.m. – 11:00 p.m. at Abbot Hall for their annual Art Auction 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. No alcohol is to be stored on the premise overnight.

Alcohol will be purchased from Kappy's Importing. On a polled vote the Board voted as follows: Mr. Christensen, in favor; Mrs. Jacobi, in favor; Mr. Nye, in favor; Mrs. Belf-Becker, in favor.

**LICENSING. One Day Liquor. Marblehead Festival of Arts.** Motion made and seconded to approve the request from Sandy McLaughlin, Marblehead Festival of Arts, for a One Day Liquor License on Sunday, June 25, 2017 from 4:30 p.m. – 7:30 p.m. at Fort Sewall for the annual Champagne & Culinary Arts Reception 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. No alcohol is to be stored on the premise overnight.

Alcohol will be purchased from Kappy's Importing. On a polled vote the Board voted as follows: Mr. Christensen, in favor; Mrs. Jacobi, in favor; Mr. Nye, in favor; Mrs. Belf-Becker, in favor.

**2017 ANNUAL TOWN MEETING. Article. Amend Town Bylaw related to Building Permit Fees.** Motion made and seconded to approve the following article to be placed on the Warrant for 2017 Annual Town Meeting:

**Article \_\_ Amend Town Bylaw related to Building Permit Fees**

To see if the Town will vote to amend the Town of Marblehead General Bylaws Article III Permits, Section 30-15(B) as follows (underline and bold is new language and ~~cross through~~ is omitted language):

30-15 B

The amount of such fees shall be \$15 per \$1,000 of the total cost of the work to be done under such permits, as estimated by the Building Commissioner, with a minimum fee for each permit issued of \$30. This fee will include the cost of the wiring permit and plumbing permit. ~~Other permits will be based on the following fees:~~

- ~~(1) Roofing permit: \$30.~~
- ~~(2) Siding permit: \$30.~~
- ~~(3) Demolition permit: \$30.~~
- ~~(4) Staging permit: \$30.~~

Or take any other action relative to. Sponsored by Board of Selectmen.

All in favor.

**CONTRACT. Abbot Hall Chair Lift. Change Order.** Motion made and seconded to amend the contract with Kneeland Construction for the Abbot Hall lift project by increasing the amount by an amount not to exceed \$17, 675 and the time for performance by six weeks and authorize the Chairman to sign the order on behalf of the Board. All in favor.

**SNOW REMOVAL.** Motion made and seconded that the Board of Selectmen consistent with Chapter 44, Section 31D approve expenditures for snow and ice removal in excess of the available appropriation from Town Meeting for snow and ice in the amount of \$75,000. All in favor.

**DISABILITIES COMMISSION. Resignation.** A letter was received from Debbie Essig resigning from the Disabilities Commission. Motion made and seconded to accept with regret and to send a letter of appreciation to Debbie Essig. All in favor.

**APPRECIATION.** Motion made and seconded to send a letter of appreciation to the Mark Wahlberg Youth Foundation for participating in the recent screening of “If Only”. All in favor.

Motion made and seconded to adjourn 8:10 p.m. All in favor.

Kyle A. Wiley  
Administrative Aide