

**BOARD OF SELECTMEN**

**MINUTES**

**January 24, 2018**

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  
James E. Nye

John J. McGinn, Town Administrator

**MINUTES.** Motion made and seconded to approve the minutes from January 10, 2018.  
All in favor.

**COMPLETE STREETS POLICY.** Rebecca Cutting, Town Planner, appeared before the Board to discuss adoption of a Complete Streets Policy in the Town. She explained the tiered process and the purpose of the Complete Street Policy. Adoption of the policy is the first step. The policy will be applied as a guide in decision-making in related infrastructure planning and construction. Complete Streets principles contribute toward the safety, health, economic viability, and quality of life in a community by providing accessible and efficient connections between home, school, work, recreation and retail destinations by improving the transportation system through the community and its connection to the region. This policy will focus on developing a connected, integrated network that serves all users of roads, trails and pedestrian ways. The Board will review the policy and vote on it at their meeting on February 14, 2018.

**OLD & HISTORIC DISTRICTS COMMISSION. Interviews/Appointments.** Cheryl Boots, 67 Elm Street and John Kelley, 22 Merritt Street, appeared before the Board as it relates to serving on the Old & Historic Districts Commission. Motion made and seconded to appoint Cheryl Boots to the Old & Historic Districts Commission with a term to expire in May 2018. All in favor. Motion made and seconded to appoint John Kelley to the Old & Historic Districts Commission, effective February 17, 2018, with a term to expire in May 2018. All in favor.

**2018 ANNUAL TOWN MEETING. Warrant Articles.** The Board reviewed the following articles to be placed on 2018 Annual Town Meeting Warrant and voted as follows:

Motion made and seconded to sponsor the following article to be placed on the Warrant for 2018 Annual Town Meeting: Acceptance of MGL Chapter 39 Section 23D (so-called Mullin Rule). All in favor.

Motion made and seconded to sponsor the following article to be placed on the Warrant for 2018 Annual Town Meeting: **Repairs to Abbot Hall**. All in favor.

Motion made and seconded to sponsor along with the Water & Sewer Commission the following article to be placed on the Warrant for 2018 Annual Town Meeting: **Easement for Public Access over Railroad Right of Way**. All in favor.

Motion made and seconded to sponsor along with the Cemetery Commission the following article to be placed on the Warrant for 2018 Annual Town Meeting: **Transfer of Care Custody and Control of Green Street Property**. All in favor.

Motion made and seconded to sponsor the following article to be placed on the Warrant for 2018 Annual Town Meeting: **Acceptance of Public Way – Barry Road**. All in favor.

Motion made and seconded to sponsor along with the Recreation and Parks Commission the following article to be placed on the Warrant for 2018 Annual Town Meeting: **Hobbs Playground – Transfer**. All in favor.

Motion made and seconded to sponsor along with the Recreation and Parks Commission the following article to be placed on the Warrant for 2018 Annual Town Meeting: **Discontinue Portion of Ware Lane**. 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 \$950,000 for FY2019 in accordance with Mass General Laws Chapter 44, Section 53E ½. All in favor.

**REVOLVING FUND. 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 2019 in accordance with Mass General Laws Chapter 44, Section 53E ½. All in favor.

**REVOLVING FUND. Water and Sewer Commission.** Motion made and seconded to approve request from F. Carlton Siegel, Chairman, to reauthorize the Sump Pump Improvement Revolving Fund in the amount of \$25,000 for Fiscal Year 2019 in accordance with Mass General Laws Chapter 44, Section 53E ½ for use by the Water and Sewer Commission; to be taken from revenues in connection with receipts collected from money received as a result of permitting fees; said fund to be expended for the aid in removal of sump pumps currently tied into the sewer system. All in favor.

**OPIOID LITIGATION. Agreement.** Motion made and seconded to enter into an agreement “Engagement to Represent” with the law firm Levin, Papantonio, Thomas, Mitchell, Raferty & Proctor, PA, as presented, to serve as Special Town Counsel with regard to opioid litigation and to authorize the Chair to sign on behalf of the Board. 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 and any required Building Permits and that Fort Sewall shall remain open to the public at all times:

### **ABBOT HALL**

#### **Art Exhibits Drop-Off**

Saturday, May 19, 2018 8:00 AM to 12:30 PM  
Thursday, May 24, 2018 5:00 PM to 8:30 PM  
Wednesday, May 30, 2018 5:00 PM to 8:30 PM

#### **Art Exhibits Judging**

Saturday, June 2, 2018 8:30 AM to 1:30 PM

#### **Art Exhibits Non-Accepted Work Pickup**

Saturday, June 9, 2018 8:30 AM to 12:30 PM

#### **Art Exhibits Set-up**

Saturday, June 23, 2018 8:30 AM to 3:30 PM

#### **Art Exhibits Awards Reception & Exhibits Viewing**

Friday, June 29, 2018 5:00 PM to 8:30 PM

#### **Exhibits Festival Dates**

Saturday, June 30, 2018 9:30 AM to 5:30 PM  
Sunday, July 1, 2018 9:30 AM to 5:30 PM  
Monday, July 2, 2018 9:30 AM to 5:30 PM  
Tuesday, July 3, 2018 9:30 AM to 5:30 PM  
Wednesday, July 4, 2018 9:30 AM to 5:30 PM

#### **Art Exhibits Breakdown & Clean-Up**

Thursday, July 5, 2018 9:00 AM to 2:00 PM

#### **Art Exhibits Art Pick-Up**

Thursday, July 5, 2018 5:30 PM to 8:30 PM

#### **Artisan's Marketplace:**

The Festival requests the use of Abbot Hall Upper Grounds for Artisan's Marketplace for the following stated dates and times.

Sunday, July 1, 2018 9:00 AM to 5:00 PM - Set up  
Monday, July 2, 2018 9:00 AM to 5:30 PM  
Tuesday, July 3, 2018 9:00 AM to 4:00 PM  
Tuesday, July 3, 2018 4:00 PM to 8:00 PM - Breakdown

#### **Logo Store:** Abbot Hall Upper Grounds for the Festival Logo Store

Friday, June 29, 2018 9:00AM and 5:00PM – setup  
(10x20 canopy tent)  
Saturday, June 30, 2018 9:00 AM to 5:30PM

Sunday, July 1, 2018	9:00 AM to 5:30PM
Monday, July 2, 2018	9:00 AM to 5:30PM
Tuesday, July 3, 2018	9:00 AM to 5:30PM
Wednesday, July 4, 2018	9:00 AM to 4:00PM
Wednesday, July 4, 2018	4:00 PM to completion - Breakdown

**STREET FESTIVAL - Washington Street**

The Festival requests the use of and closure of Washington Street from Rockaway Street to the Old Town House, allowing foot traffic only, for a family street party with performing arts and children's activities. We will coordinate this closure with the Marblehead Police Department.

Tuesday, July 3, 2018	12:00 PM to 4:00 PM
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**OLD TOWN HOUSE**

The Festival requests the use of Old Town House for Photography Art Exhibit, including set-up, and breakdown.

**Art Exhibits Setup**

Saturday, June 23, 2018	8:30 AM to 3:30 PM
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**Art Exhibits Awards Reception & Exhibits Viewing**

Friday, June 29, 2018	5:00 PM to 8:30 PM
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**Art Exhibits**

Saturday June 30, 2018	9:30 AM to 5:30 PM
Sunday, July 1, 2018	9:30 AM to 5:30 PM
Monday, July 2, 2018	9:30 AM to 5:30 PM
Tuesday, July 3, 2018	9:30 AM to 5:30 PM
Wednesday, July 4, 2018	9:30 AM to 5:30 PM
Thursday, July 5, 2018	9:00 AM to 2:00 PM

**Art Exhibits Art Pick-Up**

Thursday, July 5, 2018	5:30 PM to 8:30 PM
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**FORT SEWALL and Barracks – Champagne Festival**

Saturday, June 23, 2018	9:00 AM to 5:00 PM - Set up/Tent
Sunday, June 24, 2018	9:00 AM to 9:00 PM - Set up / Reception
Monday, June 25, 2018	8:00 AM until finished - Breakdown

All in favor.

**LICENSING. One Day Liquor. Marblehead Festival of Arts.** Motion made and seconded to approve the request from Katherine Barker, Marblehead Festival of Arts, for a One Day Liquor License on Sunday, June 24, 2018 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 of Fort Sewall 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 License. Marblehead Arts Association.** Motion made and seconded to approve the request from Patti Baker, Executive Director, Marblehead Arts Association, for a 1 Day Liquor License on Friday, February 23, 2018 from 6:00 p.m. – 9:00 p.m. at 8 Hooper 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 MS Walker, Somerville. 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 License. Temple Sinai.** Motion made and seconded to approve the request from Ira Dinnes, Event Chairperson, Temple Sinai, for a 1 Day Liquor License on Saturday, Saturday, January 27, 2018 from 6:00 p.m. – 11:59 p.m. at 1 Community Road 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 or Merrimack Valley Distributing Corporation. 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

**ABBOT HALL. Permission to Use. Eagle Scout Court of Honor.** Motion made and seconded to approve the request from Heather and James Caplan to use Abbot Hall on Saturday, June 16, 2018 from 10:00 am – 2:00 pm for an Eagle Scout Court of Honor subject to the usual rules, regulations, fees, the required Certificate of Insurance and to waive the rental fee for this event. All in favor. Motion made and seconded to invite the candidate to a future meeting to present his Eagle Scout Project to the Board. All in favor.

**PERMISSION. YMCA Ring around the Neck 5K.** Motion made and seconded to approve the request from Tim Short, Road Race Director, to run the 38<sup>th</sup> Annual Lynch/van Otterloo YMCA's Ring around the Neck 5 Mile Road Race on Sunday, April 29, 2018 subject to approval from Chief Picariello, Recreation and Parks and receipt of the required Certificate of Insurance. NO permanent markings shall be made on the public way and any temporary markings should be removed at the conclusion of the event. All in favor. The race will start at 12:30 p.m. at Devereux Beach, head around the Locust St./Goldthwait Road neighborhood, down the Causeway for a loop around the Neck and finish at Devereux Beach.

**PERMISSION. Road Race. YMCA Firecracker 4 Miler.** Motion made and seconded to approve the request from Tim Short, Road Race Coordinator, to run the Lynch/van Otterloo YMCA's Firecracker 4 Miler on Wednesday, July 4, 2018 subject to approval from the Marblehead Police and Fire Departments and receipt of the required Certificate of Insurance. No permanent markings are allowed on the streets and any temporary markings must be removed at the conclusion of the event. All in favor.

Motion made and seconded to adjourn at 8:20 p.m. All in favor.

Kyle A. Wiley  
Administrative Aide