BOARD OF SELECTMEN

MINUTES

June 26, 2020

Board met in session at 10:00 a.m. via ZOOM Conferencing:

Present / remote Dial-in number (US) (253) 215 8782
https://zoom.us/j/7340680306 Meeting ID: 734 068 0306

Jackie Belf-Becker, Chair
David Depew
M. C. Moses Grader
Judith R. Jacobi
James E. Nye

Jason Silva, Town Administrator

The Chair called the meeting of Friday, June 26, 2020 to order. The following roll call was taken: Mr. Grader, present; Mrs. Jacobi, present; Mr. Depew, present; Mr. Nye, present; Mrs. Belf-Becker, present.

FY20 Year End Appropriation Transfers. Motion made and seconded, in accordance with MGL Chapter 44 Section 33B, the Board of Selectmen authorizes the transfer of funds totaling $11,525.00 from the Library FY20 appropriation line items listed below titled Transfer From to the FY20 appropriation line items listed below titled Transfer To as submitted by the Town's Finance Director. Said transfer subject to the concurrence of the Town's Finance Committee.

Library FY20 Year End Appropriation Transfer

TRANSFER FROM:

Line Item	Description	Transfer Amount
01-185-610-5031	Head of Technical Services	$11,525.00
	TOTAL TRANSFER	**$11,525.00**

TRANSFER TO:

Line Item	Description	Transfer Amount
01-186-610-5260	R&M Building Grounds	$ 5,350.00
01-186-610-5449	Misc. Building Repair & Maintenance	$ 1,700.00
01-186-610-5585	Library Supplies	$ 4,475.00
	TOTAL TRANSFER	**$ 11,525.00**

Moved by Mrs. Jacobi, seconded by Mr. Nye. On a polled vote the Board voted as follows: Mr. Nye, in favor; Mrs. Jacobi, in favor; Mr. Grader, in favor; Mr. Depew, in favor; Mrs. Belf-Becker, in favor.

Motion made and seconded in accordance with MGL Chapter 44 Section 33B, the Board of Selectmen authorizes the transfer of funds totaling $20,000.00 from the Selectmen FY20 appropriation line items listed below titled Transfer From to the FY20 appropriation line items listed below titled Transfer To as submitted by the Town's Finance Director. Said transfer subject to the concurrence of the Town's Finance Committee.

Selectmen FY20 Year End Appropriation Transfer

TRANSFER FROM:

Line Item	Description	Transfer Amount
01-004-122-5316	Labor Attorney	$20,000.00
	TOTAL TRANSFER	**$20,000.00**

TRANSFER TO

Line Item	Description	Transfer Amount
01-030-151-5302	Legal	$20,000.00
	TOTAL TRANSFER	$20,000.00

Moved by Mrs. Jacobi, seconded by Mr. Nye. On a polled vote the Board voted as follows: Mr. Nye, in favor; Mrs. Jacobi, in favor; Mr. Grader, in favor; Mr. Depew, in favor; Mrs. Belf-Becker, in favor.

2020 ANNUAL TOWN MEETING. Warrant Articles. The Board reviewed articles they have sponsored on the 2020 Annual Town Warrant and the following votes were taken:
Article 9. Lease of Equipment. Motion made and seconded to revise the previously approved vote to support Article 9 Lease of Equipment in the amount of $130,596.00. Moved by Mrs. Jacobi, seconded by Mr. Grader. On a polled vote the Board voted as follows: Mr. Nye, in favor; Mrs. Jacobi, in favor; Mr. Grader, in favor; Mr. Depew, in favor; Mrs. Belf-Becker, in favor.
Article 28. Compensation Town Officers. Motion made and seconded to revise the previously approved vote to support the Town Clerk's salary at $82,755.92. Moved by Mrs. Jacobi, seconded by Mr. Nye. On a polled vote the Board voted as follows: Mr. Nye, in favor; Mrs. Jacobi, in favor; Mr. Grader, in favor; Mr. Depew, in favor; Mrs. Belf-Becker, in favor.

OUTDOOR SEATING. OUTDOOR SEATING. The following applications were reviewed by the Board for outdoor seating.
La Sirena Cafe. 146 Washington Street. Teresa Sirignano appeared before the Board seeking permission for outdoor seating. After review, motion made and seconded,

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pursuant to Executive Order COVID-19, No. 35, issued by Governor Baker on June 1, 2020, and notwithstanding the provisions of Chapter 40A of the General Laws, or any special permit, variance or other approvals thereunder, or any general or special law to the contrary, the Board of Selectmen for the Town of Marblehead approves the application for outdoor seating submitted by Teresa Sirignano for La Sirena Cafe**,** located at 146 Washington Street in Marblehead, Massachusetts, provided that the operation remains in substantial compliance with the documents, plans and statements contained within said application and submitted therewith, which documents are incorporated herein by reference. This approval is freely revocable upon the determination of the Health Department, Chief of Police, Board of Health, or their designees that the operation of the outdoor dining area is negatively impacting public health and safety. Further, this approval shall automatically be rescinded on November 1, 2020 or upon the recission of Executive Order COVID-19, No. 35, whichever shall come first and is subject to final approval by the Town Administrator, Police and Fire.. Moved by Mrs. Jacobi, seconded by Mr. Nye. On a polled vote the Board voted as follows: Mr. Nye, in favor; Mrs. Jacobi, in favor; Mr. Grader, in favor; Mr. Depew, in favor; Mrs. Belf-Becker, in favor.

Motion made and seconded, pursuant to Executive Order COVID-19, No. 35, issued by Governor Baker on June 1, 2020, and notwithstanding the provisions of Chapter 138 of the General Laws, or any or any general or special law or local bylaw, rule, regulation to the contrary, ***and the Town's Carry In Beverage Policy***, the Board of Selectmen, as the Local Licensing Authority pursuant to G.L. c. 138 for the Town of Marblehead shall permit the application for outdoor seating submitted by Loretta Lang for Maddie's Sail Loft located at 15 State Street in Marblehead, Massachusetts, provided that the operation remains in substantial compliance with the documents, plans and statements contained within said application and submitted therewith which documents are incorporated herein by reference. This approval is freely revocable upon the determination of the Health Department, Chief of Police, Board of Health, or their designees that the operation of the outdoor dining area is negatively impacting public health and safety. Further, this approval shall automatically be rescinded on November 1, 2020 or upon the recission of Executive Order COVID-19, No. 35, whichever shall come first and is subject to final approval by the Town Administrator, Police and Fire. Moved by Mrs. Jacobi, seconded by Mr. Nye. On a polled vote the Board voted as follows: Mr. Nye, in favor; Mrs. Jacobi, in favor; Mr. Grader, in favor; Mr. Depew, in favor; Mrs. Belf-Becker, in favor.

CONTRACT. Bituminous Concrete. Motion made and seconded to award the contract for furnishing delivering and applying bituminous concrete to D & R General Contracting Inc of Melrose in an amount not to exceed seven hundred and sixty-seven thousand dollars ($767.000.00) based on a unit price of seventy-three dollars and authorize the Chair to sign on behalf of the Board. Moved by Mrs. Jacobi, seconded by Mr. Nye. On a polled vote the Board voted as follows: Mr. Nye, in favor; Mrs. Jacobi, in favor; Mr. Grader, in favor; Mr. Depew, in favor; Mrs. Belf-Becker, in favor.

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Motion made and seconded to adjourn at 10:40 a.m**.** Moved by Mrs. Jacobi, seconded by Mr. Nye. On a polled vote the Board voted as follows: Mrs. Jacobi, in favor; Mr. Depew, in favor; Mr. Grader, in favor; Mr. Nye, in favor; Mrs. Belf-Becker, in favor.

Kyle A. Wiley
Administrative Aide

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