

BOARD OF SELECTMEN

MINUTES

March 10, 2021

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

Jackie Belf-Becker, Chair
M. C. Moses Grader
James E. Nye

Jason Silva, Town Administrator

The Chair called the meeting of Wednesday, March 10, 2021 to order. The following roll call was taken: Mr. Grader, present; Mr. Nye, present; Mrs. Belf-Becker, present.

MINUTES. Motion made and seconded to approve the minutes from February 24, 2021 and January 21, 2021. Moved by Mr. Nye, seconded by Mr. Grader. On a polled vote the Board voted as follows: Mr. Grader, in favor; Mr. Grader, in favor; Mrs. Belf-Becker, in favor.

STATEMENT. The Chair read a statement condemning the recent acts of hate in Town, stating in part, *“We, together with the Task Force against Discrimination, Racial Justice Team and Team Harmony continue to work together to build a more welcoming community that embraces and celebrates our differences and diversity.....We are better than this. I am angered and saddened, not only as a member of the Board of Selectmen, but as a community member.....enough is enough.”*

WATER AND SEWER COMMISSION. Fort Beach Pump Station. Amy McHugh, Superintendent, Water and Sewer Commission, appeared before the Board to review the Critical Infrastructure resiliency project at the Fort Beach Pump Station. Access is needed to work on 2 manhole covers on town owned property. Motion made and seconded to approve the request from Amy McHugh, Superintendent, Water and Sewer, to allow access to Fort Beach to complete work on 2 manhole covers on Parcel 167-18, March 11- 12, 2021, for staging, equipment and supplies, and to block 4 parking spaces at the entrance to the beach for staging, loading, and unloading, subject to receipt of the required Certificates of Insurance. Moved by Mr. Grader, seconded by Mr. Nye. On a polled vote the Board voted as follows: Mr. Nye, in favor; Mr. Grader, in favor; Mrs. Belf-Becker, in favor.

TAXATION AID COMMITTEE. Interview. Appointment. Motion to appoint Bonnie Grenier to the Taxation Aid Committee with a term to expire in June 2021. Moved by Mr. Nye, seconded by Mr. Grader. On a polled vote the Board voted as follows: Mr. Nye, in favor; Mr. Grader, in favor; Mrs. Belf-Becker, in favor.

SEAGLASS VILLAGE. Heidi Whear, President and Founder and Judy Gates, Director, Seaglass Village, appeared before the Board to present a PowerPoint on Seaglass Village, a non-profit organization, providing services to seniors in the community that allows them to stay in their homes as they age and to foster connections for socialization among themselves and in the wider community.

CONTRACT. SJ Services. COVID Cleaning. AMEND. Motion made and seconded to amend the contract between the Town and SJ Services for COVID cleaning services by increasing the contract amount by four thousand five hundred and sixty-eight and 66/100 dollars (\$4,568.66) and authorize the Chair to sign on behalf of the Board. Moved by Mr. Nye, seconded by Mr. Grader. On a polled vote the Board voted as follows: Mr. Nye, in favor; Mr. Grader, in favor; Mrs. Belf-Becker, in favor.

COMPENSATION COMMITTEE. Appointment. Motion made and seconded to appoint Stephen Poulos to the Compensation Committee with a term to expire in June 2021. Moved by Mr. Nye, seconded by Mr. Grader. On a polled vote the Board voted as follows: Mr. Nye, in favor; Mr. Grader, in favor; Mrs. Belf-Becker, in favor.

APPOINTMENT. Retirement Board. Motion made and seconded to appoint Stephen Poulos to the Retirement Board with a term to expire in June 2021. Moved by Mr. Nye, seconded by Mr. Grader. On a polled vote the Board voted as follows: Mr. Nye, in favor; Mr. Grader, in favor; Mrs. Belf-Becker, in favor.

POLICE DEPARTMENT. Indemnification. Motion made and seconded, on recommendation from Police Chief, to indemnify Lt. Lunt for injuries sustained while on duty February 25, 2021. Moved by Mr. Nye, seconded by Mr. Grader. On a polled vote the Board voted as follows: Mr. Nye, in favor; Mr. Grader, in favor; Mrs. Belf-Becker, in favor.

LICENSING. 2021-2022. All Alcoholic Beverage License Seasonal Renewals. Motion made and seconded to renew the following All Alcoholic Seasonal Club License(s) subject to all taxes and fees to the Town being paid, receipt of all applicable departmental approvals, CORI approval and compliance with Chapter 304 of the Acts of 2004:

- Eastern Yacht Club – Pool License, 42 -44 Foster Street, Manager: Jeffrey Wargo
- Dolphin Yacht Club, 17 Allerton Place, Manager: Ken Martin.

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

LICENSING. Local/Sunday Entertainment License. Dolphin Yacht Club. Motion made and seconded to renew the following Local/Sunday Entertainment license, subject to all taxes and fees to the Town being paid and approval from the Commonwealth's Department of Public Safety for Sunday Entertainment:

- Dolphin Yacht Club, 17 Allerton Place

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

LICENSING. Temporary Outdoor Table Service. Motion made and seconded, pursuant to Executive Order COVID-19, No. 35, issued by Governor Baker on June 1, 2020, and Order Making Certain Phase III Adjustments (also known as COVID-19 Order No. 50) issued September 10, 2020, which extends the period for outdoor table service by licensees 60 days past the end of the state of emergency, 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 shall reinstate approval to the following previously approved Licensees for outdoor seating, provided that the operations remain in substantial compliance with the documents, plans and statements on file with the Town. 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 December 31, 2021 or upon the rescission of Executive Order COVID-19, No. 35 or No. 50, whichever shall come first and is subject to final approval by the Town Administrator, Police and Fire and to coordinate with the businesses on School Street the placement of street closure sign at School/Pleasant Street.

257 Washington Street, d/b/a The Barrelman
Caffe Italia, 10 School Street
Casa Mia, 261 Washington Street
DJ. Colbert Inc., d/b/a Shubie's, 16 Atlantic Avenue
Dolphin Yacht Club, 17 Allerton Place
Food at 5 LLC, d/b/a 5 Corners Kitchen, 2 School Street
Gerry #5 VFA, 210 Beacon Street
Eat Well Kitchen, 12 Atlantic Avenue
Harborlight Inn, 58 Washington Street
LaSirena Café, 146 Washington Street
Three Cod Tavern, 141 Pleasant Street
The Landing Restaurant, 81 Front Street
The Little Store, 9 Green Street
Maria's Java Sun, 35 Atlantic Avenue
Maddies Sail Loft, 15 State Street
Tulamex Inc. d/b/a Casa Corona, 33 Smith Street

Moved by Mr. Nye, seconded by Mr. Grader. On a polled vote the Board voted as follows: Mr. Nye, in favor; Mr. Grader, 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 Order Making Certain Phase III Adjustments (also known as COVID-19 Order No. 50) issued September 10, 2020, which extends the period for outdoor table service by licensees 60 days past the end of the state of emergency, 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 reinstate the following previously approved Licensees for outdoor seating provided that the operations remain in substantial compliance with the documents, plans and statements on file with the Town. 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 December 31, 2021 or upon the rescission of Executive Order COVID-19, No. 35 or No. 50, whichever shall come first and is subject to final approval by the Town Administrator, Police and Fire

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Tulamex Inc. d/b/a Casa Corona, 33 Smith Street
Moved by Mr. Nye, seconded by Mr. Grader. On a polled vote the Board voted as follows: Mr. Nye, in favor; Mr. Grader, in favor; Mrs. Belf-Becker, in favor

Any restaurant seeking to offer outdoor dining, not previously approved by the Board, should submit a completed application for Outside Dining for review. Email wileyk@marblehead.org for an Application for Temporary Outdoor Dining.

CONTRACT. Gilbane. Owner Change Order, Gerry School. Motion made and seconded to approve Owner Change Order (OCO) #2, as submitted, in the amount of \$33,850.00, and authorize the Chair to sign on behalf of the Board. Moved by Mr. Nye, seconded by Mr. Grader. On a polled vote the Board voted as follows: Mr. Grader, in favor; Mr. Nye, in favor; Mrs. Belf-Becker, in favor.

CONTRACT. Amend. Designer Services. Raymond Design Associates, Gerry School. Motion made and seconded to approve the Amendment No. 7, Contract for Designer Services, as submitted, in the amount of \$45,000.00, and authorize the Chair to sign on behalf of the Board. Moved by Mr. Nye, seconded by Mr. Grader. On a polled vote the Board voted as follows: Mr. Nye, in favor; Mr. Grader, in favor; Mrs. Belf-Becker, in favor.

CONTRACT. MSBA Budget Revision Request. Number 10. Motion made and seconded to approve the Project Funding Budget Revision Request, Number 10, as submitted, and authorize the Chair to sign on behalf of the Board. Moved by Mr. Nye, seconded by Mr. Grader. On a polled vote the Board voted as follows: Mr. Nye, in favor; Mr. Grader, in favor; Mrs. Belf-Becker, in favor

CONTRACT. MSBA Budget Revision Request. Number 11. Motion made and seconded to approve the Project Funding Budget Revision Request, Number 11, as submitted, and authorize the Chair to sign on behalf of the Board. Moved by Mr. Nye, seconded by Mr. Grader. On a polled vote the Board voted as follows: Mr. Nye, in favor; Mr. Grader, in favor; Mrs. Belf-Becker, in favor

ABBOT HALL. Structural Assessment, Attic. Historical Commission. Motion made and seconded to approve the request from Chris Johnston, Historical Commission, to conduct a preliminary assessment of the Abbot Hall attic, including a code assessment and a structural assessment, to determine the possibility of pursuing a design and cost study for a permanent location for a museum of Marblehead History. Moved by Mr. Nye, seconded by Mr. Grader. On a polled vote the Board voted as follows: Mr. Nye, in favor; Mr. Grader, in favor; Mrs. Belf-Becker, in favor

CONTRACT. Abbot Hall Interior Painting. Motion made and seconded to award the contract for Interior Painting in Abbot Hall to Fox Painting Company of Arlington, MA in the amount of fifteen thousand dollars (\$15,000.00) and authorize the Chair to sign on behalf of the Board. Moved by Mr. Nye, seconded by Mr. Grader. On a polled vote the Board voted as follows: Mr. Nye, in favor; Mr. Grader, in favor; Mrs. Belf-Becker, in favor.

Residents addressed the Board regarding the recent acts of hate in Town and their concern with diversity on the police force. Mr. Grader and Mr. Nye thanked the Chair for her earlier statement related to acts in Town and reiterated their efforts and that acts such as this will not be accepted by the Town.

HEADERS HELPING HEADERS. The Chair thanked Christy Hebert, Ashley Triscuit, Kristen Salvi Platt, Rachel Leavitt and Sarah Fox for their recent efforts in securing vaccine appointments for over 400 educators in Town. Everyone who needed an appointment received one.

COMMUNITY GOLF DAY. Tedesco Country Club. A letter was received from Mike McGillicuddy, General Manager, Tedesco Country Club, confirming that Monday, August 2, 2021 is available for the semi-annual Marblehead Outing. Motion made and seconded to accept letters of interest from any non-profit interested in using the Tedesco Country Club on August 2, 2021 for Community Golf Day. Deadline to submit letters is Friday, March 19, 2021 at 12:00 noon. Submit letters to Board of Selectmen, Abbot Hall, 188 Washington Street or via email to wileyk@marblehead.org . All in favor.

COMMUNITY GOLF DAY. Letter of Interest. A letter of interest was received from the Community Counseling Center regarding the Tedesco Country Club Community Golf Day.

TASK FORCE AGAINST DISCRIMINATION. Letter of Interest. A letter of interest was received from Reece Dalberg as it relates to serving on the Task Force against Discrimination. The Board will interview Ms. Dalberg at the meeting on March 24, 2021.

Motion made and seconded to adjourn at 11:30 a.m. Moved by Mr. Nye, seconded by Mr. Grader. On a polled vote the Board voted as follows: Mr. Grader, in favor; Mr. Nye, in favor; Mrs. Belf-Becker, in favor.

Kyle A. Wiley
Administrative Aide