BOARD OF SELECTMEN

MINUTES

November 2, 2021

Board met in session at 7:00 p.m. via ZOOM Conferencing
Present (constituting a quorum):

Jackie Belf-Becker, Chair
M. C. Moses Grader
James E. Nye
Erin M. Noonan
Alexa J. Singer

Jason Silva, Town Administrator

The Chair called the meeting of November 2, 2021 to order. The following roll call was taken: Mrs. Noonan, present; Mrs. Singer, present; Mr. Grader, present; Mr. Nye, present; Mrs. Belf-Becker, present.

MINUTES. Motion made and seconded to approve the minutes of September 1, 2021, September 8, 2021, September 22, 2021, October 4, 2021 and October 7, 2021. Moved by Mr. Nye, seconded by Mr. Grader. On a polled vote the Board voted as follows: Mrs. Noonan, in favor; Mr. Grader, in favor; Mr. Nye, in favor; Mrs. Singer, in favor; Mrs. Belf-Becker, in favor.

VETERANS DAY. Dave Rodgers, Veterans' Agent, appeared before the Board to announce that the Town will hold its traditional Veterans Day service on Thursday, November 11, 2021 in Abbot Hall Auditorium at 10:00 a.m. Doors to Abbot Hall will open at 9:00 a.m. Francisco Urena, USMC, will be the principal speaker at Abbot Hall. Shuttle service will be provided from the original National Grand Bank parking lot starting at 9:00 a.m. Coffee and donuts will be served immediately following the ceremony at the VFW, 321 West Shore Drive. All are welcome. For more information contact Veterans Agent David Rodgers at 7841-631-0990.

COUNCIL ON AGING. Interviews. Appointment. Thomas Gawrys appeared before the Board as it relates to serving on the Council on Aging Board. Motion made and seconded to appoint Thomas Gawyrs to the Council on Aging Board with a term to expire in June 2024. Moved by Mr. Nye, seconded by Mr. Grader. On a polled vote the Board votes as follows: Mr. Nye, in favor; Mrs. Singer, in favor; Mrs. Noonan, in favor; Mr. Grader, in favor; Mrs. Belf-Becker, in favor.

AFFORDABLE HOUSING TRUST FUND. Interviews. Appointments. Kurt James appeared before the Board as it relates to serving on the Affordable Housing Trust Fund. Motion made and seconded to appoint Kurt James to the Affordable Housing Trust Fund

with a term to expire in June 2022. Moved by Mrs. Noonan, seconded by Mrs. Singer. On a polled vote the Board voted as follows: Mrs. Noonan, in favor; Mr. Nye, in favor; Mrs. Singer, in favor; Mr. Grader, in favor; Mrs. Belf-Becker, in favor. Mr. James gave a brief update on the Housing Production Plan Implementation Committee. The Board will interview Dirk Isbrantsden and Christi Staples at their next meeting.

HOUSING AUTHORITY. Tenant Representative. Interviews. Appointment. The Board received the following letters of interest to serve on the Housing Authority, Tenant Representative: Heather Fitzgerald, Paul Foley, Jean Halpin, Richard Molumbe and Maria Quinn. Heather Fitzgerald was present at the meeting. The Chair advised that the Board will reschedule the interviews for their next meeting.

SIGN/BANNER REQUEST. Marblehead Arts Association. 8 Hooper Street. Bruce Greenwald appeared before the Board seeking permission to install decorative banners at the Marblehead Arts Association. Motion made and seconded to approve the request from Bruce Greenwald, Board of Directors, Marblehead Arts Association, to install decorative banners at the Marblehead Arts Association, 8 Hooper Street, subject to approval from the Old and Historic Districts Commission, Building Commissioner, receipt of the required Certificate of Liability and sign permit. The banners will be seasonal and removed during the winter months. Moved by Mr. Nye, seconded by Mr. Grader. On a polled vote the Board voted as follows: Mrs. Singer, in favor; Mrs. Noonan, in favor; Mr. Nye, in favor; Mr. Grader, in favor: Mrs. Belf-Becker, in favor.

EXECUTIVE SESSION MINUTES. Release. Motion made and seconded, on advice from Town Counsel, after review of our Executive Session Minutes, the Board shall make public the following Board of Selectmen Executive Session Minutes: -June 10, 2015, July 22, 2015, August 12, 2015, October 14, 2015, September 14, 2016, July 21, 2016, August 24, 2016, March 8, 2017, January 15, 2019, March 29, 2019, June 26, 2019, October 30, 2019, November 20, 2019, December 19, 2019, January 15, 2020, April 22, 2020, May 14, 2020, September 23, 2020, January 13, 2021, January 27, 2021, June 29, 2021. Moved by Mr. Nye, seconded by Mr. Grader. On a polled vote the Board voted as follows: Mrs. Noonan, in favor; Mr. Nye, in favor; Mrs. Singer, in favor; Mr. Grader, in favor; Mrs. Belf-Becker, in favor.

OLD TOWN HOUSE. Permission to Use. Historical Commission. Motion made and seconded to approve the request from Chris Johnston, Historical Commission, to extend the use of the Old Town House until December 2, 2021, to continue display of the Mapping Marblehead: The Nineteenth Century. Moved by Mr. Nye, seconded by Mr. Grader. On a polled vote the Board voted as follows: Mrs. Noonan, in favor; Mr. Nye, in favor; Mrs. Singer, in favor; Mr. Grader, in favor; Mrs. Belf-Becker, in favor.

FORT SEWALL. Permission to Use. Glover's Marblehead Regiment. Motion made and seconded to approve the request from Seamus Daly, Captain, Glover's Marblehead Regiment, to use Fort Sewall July 8, 2022 – July 10, 2022, for the Regiment's 2022 annual summer encampment subject to the usual rules and regulations. Moved by Mr. Nye, seconded by Mr. Grader. On a polled vote the Board voted as

follows: Mrs. Noonan, in favor; Mr. Nye, in favor; Mrs. Singer, in favor; Mr. Grader, in favor; Mrs. Belf-Becker, in favor.

ABBOT HALL. Permission to Use. Motion made and seconded to approve the request from Jennifer Titus and Jacob Porter to use Abbot Hall, Selectmen's Meeting room, for a Wedding ceremony on Sunday, December 12, 2021 subject to the usual rules, regulations, fees and required Certificate of Insurance. Moved by Mr. Nye, seconded by Mr. Grader. On a polled vote the Board voted as follows: Mrs. Noonan, in favor; Mr. Nye, in favor; Mrs. Singer, in favor; Mr. Grader, in favor; Mrs. Belf-Becker, in favor.

AGREEMENT. Private Connection to Town Drainage System. 64 Glendale Road. Motion made and seconded to approve the License Agreement for Private Connection to Town Drainage System at 64 Glendale Road, as presented, between the Town and Ruth Ann Weidner and Ralph M. Wallace, 64 Glendale Road, an 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: Mrs. Noonan, in favor; Mr. Nye, in favor; Mrs. Singer, in favor; Mr. Grader, in favor; Mrs. Belf-Becker, in favor.

AGREEMENT. Private Connection to Town Drainage System. 9 Greystone Road. The License Agreement for Private Connection to Town Drainage System at 9 Greystone Road, as presented, between the Town and Nardia DiCarlo, 9 Greystone Road, an 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: Mrs. Noonan, in favor; Mr. Nye, in favor; Mrs. Singer, in favor; Mr. Grader, in favor; Mrs. Belf-Becker, in favor

LEASE. Devereux Beach Concession Stand. Extend. Motion made and seconded that the Marblehead Board of Selectmen, in accordance with Paragraph 31 of the Lease dated December 1, 2016, and the terms and conditions therein, relative to a concession stand and portion of land at Devereux Beach between the Town of Marblehead and Neck Run Café, LLC, and in response to Neck Run Café's notice to the Marblehead Board of Selectmen, dated August 30, 2021, exercising Neck Run Café LLC's option to extend the Lease, grants to Neck Run Café LLC an extension of the Lease for a period of time from December 1, 2021, through November 30, 2026, and in no event subsequent to November 30, 2026, provided however, Neck Run Café LLC is not and will not be in breach of the terms and conditions of the Lease. Furthermore, in accordance with said Paragraph 31, effective December 1, 2021, the annual rental reflecting the Boston/Massachusetts/Nashua, New Hampshire Consumer Price Index shall be Thirty-five Thousand Three Hundred and Eight Five ($35,385.00) and payable in quarterly installments of Eight Thousand Eight Hundred and Forty Six Dollars and Twenty Five Cents ($8,846.25), each, on January 1, 2022, March 1, 2022, July 1, 2022 and September 1, 2022, and commencing December 1, 2022, and on each December 1, following during the term of the option, which options expires on November 30, 2026, adjusted in accordance with the Boston, Massachusetts/Nashua, New Hampshire Consumer Price Index, and in no event shall an annual rental be less than the rental for a previous Lease year, December 1, through November 30. Moved by Mr. Nye, seconded by Mrs.

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

DONATION. Friends of the Council on Aging. Van. Motion made and seconded to accept as a gift to the Town a Council on Aging van from the Friends of the Council on Aging and put in the care and custody of the Council on Aging. Moved by Mr. Nye, seconded by Mr. Grader. On a polled vote the Board voted as follows: Mrs. Noonan, in favor; Mr. Nye, in favor; Mrs. Singer, in favor; Mr. Grader, in favor; Mrs. Belf-Becker, in favor

OVERNIGHT PARKING BAN. Winter Snow Emergencies. Motion made and seconded to suspend Town of Marblehead Article 5 section 8 known as the current "All night parking ban" and to implement in its place a snow emergency response to snow events on an 'as needed' basis. Declared snow emergencies will prohibit on-street parking starting at midnight the day of the anticipated snow storm. On-street parking will be allowed the following morning starting at 7:00 am during a declared snow emergency. If the duration of any snow emergency is more than a day, on-street parking will be prohibited on each day of the snow emergency from midnight to 7:00 am. Any vehicles that violate the provisions of this motion are subject to the issuance of parking tickets and towing. Notification of a declared snow emergency shall be done through the Town website, CodeRED automated call system, Town-managed social media accounts, MHTV, and any other outlets the Town has available. This vote is revocable upon the determination of the Police Chief, Fire Chief, Town Administrator, Department of Public Works, or their designees, that it is negatively impacting public health and safety. Moved by Mr. Nye, seconded by Mr. Grader. On a polled vote the Board voted as follows: Mrs. Noonan, in favor; Mr. Nye, in favor; Mrs. Singer, in favor; Mr. Grader, in favor; Mrs. Belf-Becker, in favor.

LICENSING. One Day Liquor License. Marblehead Arts Association. Motion made and seconded to approve the request from Patricia Baker, Marblehead Arts Association, for a one-day liquor license on Thursday, November 4, 2021 from 6:30 p.m. – 10:00 p.m. at the King Hooper Mansion, 8 Hooper Street, subject to the following conditions:

- Delivery of and receipt by the Licensing Authority of the required fee ($50.)
- Delivery of and receipt by the Licensing Authority of Proof that the alcohol will be purchased from an authorized source.
- 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 provided by MS. Walker. Moved by Mr. Nye, seconded by Mr. Grader. On a polled vote the Board voted as follows: Mrs. Noonan, in favor; Mr. Nye, in favor; Mrs. Singer, in favor; Mr. Grader, in favor; Mrs. Belf-Becker, in favor.

HARBOR PLAN WORKING GROUP. Motion made and seconded to establish the Harbor Plan Working Group with membership as follows:
2 members – Harbor and Waters Board

2 members – Board of Selectmen
1 member – Planning Board
2 members – at-large
1 member – business owner/Chamber of Commerce
1 member – Recreation and Parks Commission
Jason Silva, Town Administrator
Mark Souza, Harbormaster
Rebecca Cutting, Town Planner
Robert Dever, Director, Department of Public Works
Charles Quigley, Town Engineer
Letters of interest to serve on this working group, At-Large, should be sent to wileyk@marblehead.org. Jason Silva, Town Administrator, will review applications and fill the at-large seats. Moved by Mr. Grader. On a polled vote the Board voted as follows: Mrs. Noonan, in favor; Mr. Nye, in favor; Mrs. Singer, in favor; Mr. Grader, in favor; Mrs. Belf-Becker, in favor.

MEMORANDUM OF AGREEMENT. Town/Schools. Motion made and seconded to approve the Memorandum of Agreement between the Town, by and through its Board of Selectmen and town of Marblehead School Department, by and through its School Committee, in accordance with G.L. c.40, s 4a, as presented, as it relates to Land Use Issues and Facilities. Moved by Mr. Nye, seconded by Mr. Grader. On a polled vote the Board voted as follows: Mrs. Noonan, in favor; Mr. Nye, in favor; Mrs. Singer, in favor; Mr. Grader, in favor; Mrs. Belf-Becker, in favor.

SENIOR TAX WORK OFF PROGRAM. Increase Income Guidelines. Motion made and seconded to approve the request from Lisa Hooper, Council in Aging, to increase the current income guidelines for the Senior Tax Work off Program, based on the 2021 Mass Health Income Standards (400% Federal Poverty Level): as follows: 1 person household = $51,528 / 2-person household = $69,684. Moved by Mr. Nye, seconded by Mr. Grader. On a polled vote the Board voted as follows: Mrs. Noonan, in favor; Mr. Nye, in favor; Mrs. Singer, in favor; Mr. Grader, in favor; Mrs. Belf-Becker, in favor.

BID. Old Town House/Oko's Building. Motion made and seconded to reject all bids received for the exterior painting of the Old Town House and the Oko's Building. Moved by Mr. Nye, seconded by Mr. Grader. On a polled vote the Board voted as follows: Mrs. Noonan, in favor; Mr. Nye, in favor; Mrs. Singer, in favor; Mr. Grader, in favor; Mrs. Belf-Becker, in favor.

MEDICAL OFFICE BUILDING. Disposition. Motion made and seconded to postpone discussion on the disposition of the Medical Office Building. Moved by Mrs. Noonan, seconded by Mr. Grader. On a polled vote the Board voted as follows: Mrs. Noonan, in favor; Mr. Nye, in favor; Mrs. Singer, in favor; Mr. Grader, in favor; Mrs. Belf-Becker, in favor.

ABBOT HALL. Permission to Use. Marblehead Community Charter Public School. Motion made and seconded to approve the request form Emily Miner, Marblehead Community Charter Public School, to use Abbot Hall on Thursday, June 16, 2021 for their annual graduation ceremony subject to the usual rules, regulations, fees and receipt of the required Certificate of Insurance. Moved by Mr. Nye, seconded by Mr. Grader. On a polled vote the Board voted as follows: Mrs. Noonan, in favor; Mr. Nye, in favor; Mrs. Singer, in favor; Mr. Grader, in favor; Mrs. Belf-Becker, in favor.

RE-PRECINCTING MAP. Motion made and seconded to postpone discussion on re-precincting map to a future meeting. Moved by Mr. Grader, seconded by Mrs. Noonan. On a polled vote the Board voted as follows: Mrs. Noonan, in favor; Mr. Nye, in favor; Mrs. Singer, in favor; Mr. Grader, in favor; Mrs. Belf-Becker, in favor.

FAIR HOUSING COMMITTEE. Letter of Interest. A letter of interest was received from Bob Neuss to serve on the Fair Housing Committee.

RACIAL JUSTICE TEAM. Letter to Selectmen. The Chair read correspondence received from the Racial Justice Team relating to their concerns with the recent acts of hateful/bigoted language from students and reiterating that they are available to anyone who wishes to reach out to them.

TASK FORCE AGAINST DISCRIMINATION. Letters of Interest. Deadline to Submit. The Board announced the deadline to submit letters of interest to serve on the Task Force against Discrimination is Friday, November 5, 2021. Applicants will be interviewed at the next possible meeting, date to be determined.

FILL THE BOOT DRIVE. Firefighter Mark Tentindo appeared before the Board seeking permission for the annual MDA Fill the Boot Drive. Marblehead is consistently the top fundraiser each year. Motion made and seconded to approve the request to hold the annual MDA Fill the Boot Drive on November 24, 2021. Moved by Mr. Nye, seconded by Mr. Grader. On a polled vote the Board voted as follows: Mrs. Noonan, in favor; Mr. Nye, in favor; Mrs. Singer, in favor; Mr. Grader, in favor; Mrs. Belf-Becker, in favor.

Motion made and seconded to adjourn at 8:05 p.m. Moved by Mr. Nye, seconded by Mrs. Singer. On a polled vote the Board voted as follows: Mrs. Singer, in favor; Mr. Grader, in favor; Mr. Nye, in favor; Mrs. Noonan, in favor; Mrs. Belf-Becker, in favor.

Jason Silva
Town Administrator

List of documents used:
Thomas Gawrys, letter of interest COA
Kurt James, letter of interest Affordable Housing Trust Fund

Marblehead Arts Association, request for banners
Chris Johnston letter to use Old Town House
Glovers Regiment, request to use Fort Sewall
Jennifer Titus letter to use Abbot Hall
Private Connection to Town Drainage System: 64 Glendale Road, 9 Greystone Road
Marblehead Arts Association request for 1 day liquor license
MOA – Town/Schools
Council on Aging, request to increase Senior Tax Work off Program guidelines
Emily Milner request to use Abbot Hall for Charter School graduation
Bob Neuss letter of interest
Fill the Boot Drive request from Fire Department