

BOARD OF SELECTMEN

MINUTES

January 13, 2010

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, Chairman
Harry C. Christensen, Jr.
Judith R. Jacobi
James E. Nye
William L. Woodfin, II

Anthony M. Sasso, Town Administrator

MINUTES. Motion made and seconded to approve the minutes from January 14, 2010. All in favor.

RECREATION AND PARKS DEPARTMENT. Revolving Funds. Motion made and seconded to approve the request from Brendan Egan, Superintendent Recreation and Parks Department, to reauthorize its Revolving Fund for \$300,000 for fiscal year 2011. All in favor.

PERMISSION. Staging. Market Square. Motion made and seconded to approve the request from Louis L. Vazquez, H.G.M. Industries Incorporated, to erect aluminum pump jack staging, January 18 – 23, 2010, at 4 Market Square to install a roof subject to receipt of the required certificate of insurance. All in favor.

LICENSING. Second Hand Dealer. Motion made and seconded to approve the request from Ellen Caouette, Gold to Green Parties, for a Second Hand Dealers License subject to the usual rules and regulations and receipt of the required fee (\$50). All in favor.

DEPARTMENT OF PUBLIC WORKS. Appointment. Motion made and seconded to appoint David M. Donahue as Director of Public Works effective March 28, 2010. All in favor.

PERMISSION. CCB Cycling Club. Motion made and seconded to take off the table the request from Geoff Hamilton. All in favor. Motion made and seconded to approve the request from Geoff Hamilton, CCB Cycling Club, to hold its annual bike race on Sunday, March 28, 2010 from 8:00 a.m. – 1:00 p.m. subject to the approval from the Marblehead Police, Fire and Recreation and Parks Departments and receipt of the require Certificate of Insurance. All in favor. The course will run clockwise around Marblehead Neck using Harbor and Ocean Avenue. There will be 3 races with distances ranging from 19 – 38 miles starting on Harbor Avenue near the Neck end of the causeway and finishing at the Eastern Yacht Club. Registration is at Devereux Beach.

MARBLEHEAD COMMUNITY ACCESS AND MEDIA CORPORATION.

Ascertainment findings. Paul Rabin, Chairman, Marblehead Community Access and Media Corporation, appeared before the Board to present the cable television initial ascertainment findings. Motion made and seconded to approve the ascertainment findings as presented and to authorize the Chairman of the Board to sign on behalf of the Board. All in favor.

ANNUAL ENTERTAINMENT LICENSE. Sticky Rice. Amorn Phongtong appeared before the Board seeking an annual entertainment license. Motion made and seconded to approve the request from Amorn Phongtong for an annual entertainment license at Sticky Rice, 26 Hawkes Street on Fridays and Saturdays 6:00 p.m. to 10:30 p.m. subject to no music to be heard from the streets and receipt of the required fee. All in favor.

PERMISSION. Festival of Arts. Motion made and seconded to approve the following events and venues for the Marblehead Festival of Arts subject to the usual rules, regulations, fees and receipt of the required Certificate of Insurance:

Abbot Hall for the Annual Art Auction:

Art Auction Drop-Off

Saturday, April 10: 8:30AM to 12:30 PM

Wednesday, April 14: *revised hours approved 4:30 PM – 6:30 PM

Saturday, April 17: 8:30AM to 12:30 PM

Art Auction Setup

Thursday, April 29: 9:00 AM to 5:00 PM

Friday, April 30 9:00 AM to 5:00 PM

Art Auction & Wine Tasting Final Setup & Event

Saturday, May 1: 9:00 AM to 11:30 PM

Art Auction Breakdown & Clean-Up

Sunday, May 2: 12:00 PM to 5:00 PM

All in favor.

Motion made and seconded to approve the following:

Abbot Hall for Festival Art Exhibits and related events:

Art Exhibits Drop-Off

Wednesday, May 19: 5:30 PM to 8:30 PM

Saturday, May 22: 8:30 AM to 12:30 PM

Wednesday, May 26: *revised hours approved 4:30 PM – 6:30 PM

Art Exhibits Judging

Saturday, June 5: 8:30 AM to 12:30 PM

Art Exhibits Non-Accepted Work Pickup

Saturday, June 19: 8:30 AM to 12:30 PM

Art Exhibits Setup

Saturday, June 26: 9:00 AM to 5:00 PM
All in favor.

Motion made and seconded to approve the following:

Abbot Hall, Festival Art Exhibits, Artisans' Marketplace, Model Boat Building

Thursday, July 1: 5:30 PM to 9:30 PM
Saturday, July 3: 9:30 AM to 5:30 PM
Sunday, July 4: 9:30 AM to 5:30 PM
Monday, July 5: 9:30 AM to 6:30 PM

Art Exhibits Breakdown & Clean-Up

Tuesday, July 6: 9:00 AM to 2:00 PM

Art Exhibits Pick-Up

Wednesday, July 7: 5:30 PM to 8:30 PM
All in favor.

Motion made and seconded to use the Old Town House for Festival Art Exhibits, including storage, set-up, and breakdown:

Wednesday, May 19, through Wednesday, July 7
All in favor.

Motion made and seconded to use Fort Sewall for the Champagne Reception & Culinary Arts Tasting subject to the Fort remaining open to the public and a police detail:

Sunday, June 27: 9:00 AM to 9:00 PM
All in favor.

Motion made and seconded to use Crocker Park for Performing Arts and Film Festival, including setup and breakdown:

Wednesday, June 30 through Sunday, July 5
All in favor.

Motion made and seconded to use Devereux Beach for Sand Sculpture Competition and Kite Festival subject to approval from the Recreation and Parks Department:

Saturday, July 3: 9:00 AM to 5:00 PM
All in favor.

RETIREMENT BOARD. Interview. Appointment. Charles H. Gessner, 20 Gregory Street, appeared before the Board as it related to serving on the Retirement Board. Motion made and seconded to appoint Charles H. Gessner to the Retirement Board effective February 1, 2010 with a term to expire in May 2010. All in favor.

PERMISSION. Chamber of Commerce. Motion made and seconded to approve the request from Ann Marie Casey, Chamber of Commerce, for the followings events in 2010:

April 30, May 1 – 2, 2010 3rd Annual Marblehead Art Walk
June 12 – 13, 2010 Town Wide Sidewalk Sale

September 25 -26, 2010	Fall Festival, Sidewalk Sale
September 25, 2010	Artisan Marketplace, Abbot Hall Upper Grounds 9:30am – 5:00pm.
September 26, 2010	Rain Date, Artisan Marketplace Abbot Hall Upper Grounds 9:30am – 5:00pm
December 2 - 5, 2010	40 th Annual Marblehead Christmas Walk
December 11 & 18, 2010	Christmas Walk Events continued
December 3, 2010	Annual Tree Lighting at Abbot Hall, 7:00pm
December 4, 2010	Christmas Walk Parade, 11:45am

Approval is subject to the usual rules, regulations, all department approvals and receipt of the required Certificate of Insurance. All in favor.

MARBLEHEAD POLICE DEPARTMENT. Revolving Funds. Motion made and seconded to approve the request from Chief Robert O. Picariello to reauthorize the following funds: The RAD revolving fund for \$7,500.00; the revolving fund for the Animal Control/Police Department Fund at \$20,000; and the Animal Control Office Donation Fund as necessary and to reserve space and include articles as necessary in the Annual Town Meeting to continue these programs. All in favor.

MARBLEHEAD CULTURAL COUNCIL. Appointment. Virginia von Rueden, 1 Mary Lane, appeared before the Board as it relates to her serving on the Marblehead Cultural Council. Motion made and seconded to appoint Virginia von Rueden to the Marblehead Cultural Council with a term to expire in May 2010. All in favor.

REVOLVING FUNDS. Council on Aging. Motion made and seconded to approve the request from Patricia C. Roberts, Council on Aging, to reauthorize its Revolving Fund for fiscal year 2011 at the current amount of \$250,000. All in favor.

MARBLEHEAD POLICE DEPARTMENT. Motion made and seconded, as a result of a report/complaint filed by a Marblehead Police Officer regarding the alleged conduct of another Marblehead Police Officer, in accordance with Massachusetts General Laws Chapter 31, Section 41, the Board of Selectmen hereby appoint Anthony M. Sasso as the designated hearing officer, and to conduct a hearing to determine if the alleged conduct of the police officer was a violation of the Marblehead Police Department Rules and Regulations. Furthermore, to determine what disciplinary action, if any, up to and including termination shall attach to such police officer's alleged conduct. All in favor.

PERMISSION. Spirit of 76'. Motion made and seconded to approve the request from Meryl Lissack to use an image of the Spirit of 76' at the new Paul Revere Elementary School on Revere Street which is currently under construction. All in favor.

CONSTABLE. Appointment. Motion made and seconded to appoint Thomas K. Egan as Constable to serve civil process for the Town of Marblehead with a term to expire in May 2010 subject to receipt of the required bond at file at the Town Clerk's office. All in favor.

PLEASANT STREET CORRIDOR AND PLEASANT/VINE/VILLAGE INTERSECTION TRAFFIC STUDY. Presentation. Gary L. Hebert of Fay, Spofford & Thorndike, appeared before the Selectmen to make a presentation as it relates to the Pleasant Street Corridor and the intersection of Vine/Village and Pleasant Street proposal. After discussion motion made and seconded to sponsor an article on the warrant seeking a debt exclusion override at this year's Town Meeting. All in favor. Motion made and seconded to seek two appraisals for the property located at 195 Pleasant Street (Assessors Map 109 Lot 9) and to sponsor a debt exclusion override for the potential purchase of said property. All in favor.

PARKING RESTRICTIONS. Waldron Court/Waldron Street. Chief Robert Picariello and Chief Gilliland appeared before the Board seeking parking restrictions on Waldron Court/Waldron Street. After discussion motion made and seconded to approve the following parking restrictions: Waldron Court – NO PARKING/TOW ZONE on a portion of Waldron Court at Waldron Street. NO PARKING ANYTIME – TOW ZONE on the northwest side of Waldron Court at Waldron Street adjacent to the house located at 9 Waldron Street (Assessors Map 130 Lot 41A) and described as follows: Beginning at a point on the northwest edge of the paved Street on Waldron Court at its intersection with the southwest edge off the paved Street on Waldron Street. The no parking area thence runs southwesterly for 35'. All in favor.

TOWN CLERK. Special Election/Town Census. The Special Election is Tuesday, January 19, 2010. Polls will be open from 7:00AM – 8:00PM. Absentee Ballots are available and you can apply for an absentee ballot until Friday, January 15, 2010 at 5:00PM at the Town Clerk's office. The annual Town Census will be going out Friday, January 15, 2010. Please call the Clerk's office (781-631-0528) if you do not receive one in a reasonable amount of time.

BOARD OF SELECTMEN. Mr. Christensen announced his intentions that he will not be seeking reelection to the Board of Selectmen in May 2010. Mr. Christensen thanked the other Board members for their respect and guidance over the years and all who supported and voted for him stating it has been a privilege to serve the Town.

Motion made and seconded to adjourn at 9:22 p.m. All in favor.

Kyle A. Wiley
Administrative Aide