

## **BOARD OF SELECTMEN**

### **MINUTES**

**October 13, 2010**

Board met in session at 7:30 p.m. in the Selectmen's Meeting Room at Abbot Hall.  
Present (constituting a quorum):

James E. Nye, Chairman  
Jackie Belf-Becker  
Judith R. Jacobi  
T. Michael Rockett  
William L. Woodfin, II

Anthony M. Sasso, Town Administrator

**MINUTES.** Motion made and seconded to approve the minutes from September 22, 2010. 4 in favor. 1 vote present.

**WINTER PARKING BAN.** Motion made and seconded to have the winter parking ban commence at 12:01 a.m. on Monday, November 29, 2010 and continue until April 15, 2011. No parking is allowed on any street for a period of time longer than one (1) hour between the hours of midnight and 7:00 a.m. In the case of a snow emergency prior to November 29, 2010 all cars will be required to be off the public way and the winter parking ban would be in effect immediately. All in favor.

**CONTRACT. Mary Alley Building.** Motion made and seconded to award a contract to D.G. Mace Construction of Marblehead for roofing and flashing repairs at the Mary Alley building in the amount of four thousand four hundred 00/100 dollars (\$4,400.00) and authorize the Chairman to sign on behalf of the Board. All in favor.

**CONTRACT. Extension.** Motion made and seconded to extend the time of performance of the contract with Strategic Policy Partnership until November 1, 2010 and authorize the Chairman to sign the amendment on behalf of the Board. 4 voted in favor. Mr. Rockett voted present.

**CONTRACT. Restoration Services.** Motion made and seconded to award a contract to Peter Williams Museum Services of Boston, MA for the restoration of "Crossing the Grand Banks" oil painting in the amount of five thousand dollars (\$5000.00) and authorize the Chairman to sign on behalf of the Board. All in favor.

**CONTRACT. Art Work.** Motion made and seconded to award a contract to protect, package, remove and store Abbot Hall art work during renovations to U.S. Art Company, Inc. of Randolph Massachusetts in the amount of fourteen thousand five hundred and

twenty six and 57/100 dollars (\$14,526.57) and authorize the Chairman to sign on behalf of the Board. All in favor.

**CONTRACT. Abbot Hall, Interior Painting.** Motion made and seconded to award a contract for interior painting in Abbot Hall to Tomø Painting of Marblehead in the amount of nineteen thousand three hundred and 00/100 dollars (\$19,300) and authorize the Chairman to sign on behalf of the Board. All in favor.

**CONTRACT. Amend.** Motion made and seconded to amend the contact with Elk Construction General Plastering Contractor of Swampscott MA to include the plastering of the selectmenø meeting room and increasing the contract and amount not to exceed sixty five hundred (\$6500) and extending the time of performance from October 28, 2010 until November 5, 2010 and authorize the Chairman to sign the amendment on behalf of the Board. All in favor.

**CONTRACT. Stained Glass. Abbot Hall.** Motion made and seconded to award a contract to William Murray Stained Glass of Alford, MA for restoration of stained glass in the amount of fifty five thousand four hundred and ten 00/100 dollars (\$55,410.00) and authorize the Chairman to sign on behalf of the Board. All in favor.

**PUBLIC HEARING. All Alcoholic Beverage License. 5 Corners Kitchen.** Barry J. Edelman, 50 Pleasant Street, appeared before the Board seeking to upgrade his current Wine and Malt Beverage License w/ Cordials Permit to an All Alcoholic Beverage License at 2-4 School Street. After discussion motion made and seconded to approve the application from Food at 5, LLC, d/b/a 5 Corners Kitchen, 2-4 School Street for an All Alcoholic Beverage License subject to approval from the ABCC, receipt of all applicable inspection sign offs and all fees paid. Hours of operation are Monday ó Sunday 10:00am to 12:00 midnight. On a polled vote the Board voted as follows: Mr. Rockett, in favor; Mr. Woodfin, in favor; Mrs. Jacobi, in favor; Mrs. Belf-Becker, in favor; Mr. Nye, in favor.

**PERMISSION. Grace Community Church.** Motion made and seconded to approve the request from Grace Community Church to set up a bucket truck and Condor lift on the street just in front of the church building, 17 Pleasant Street, for 4 -6 weeks for repair work and painting subject to all equipment to be moved off the streets at night and receipt of the required Certificate of Insurance. Approval is subject to work ceasing at 3pm on Thursday, December 2<sup>nd</sup> and Friday, December 3<sup>rd</sup> and no work to be done on Saturday, December 4<sup>th</sup> (Christmas Walk Weekend). All in favor.

**CROCKER PARK. Handicapped Parking.** Motion made and seconded to approve a handicapped parking spot at Crocker Park as follows and to advertise such notice in the paper: Handicapped parking only, on the paved roadway in Crocker Park approximately 155 feet southeast from Front Street and described as follows:  
Beginning at a point on the northeast side of the paved roadway in Crocker Park approximately 155 feet southeast from Front Street. The handicapped parking area thence runs southeasterly for 20 feet. The handicapped parking space shall be 8 feet wide

and 20 feet long with a 4 foot by 20 foot access aisle on the northeast side. Said access aisle shall be adjacent to the existing stone wall at the rear of property at 12 Mariners Lane, all as shown on a plan on file in the Town of Marblehead Engineering Department dated October 12, 2010. Said handicapped parking space shall be for the use of visitors to Crocker Park only. No overnight parking is allowed and no parking is allowed during a declared emergency. All in favor.

**ZONING BOARD OF APPEALS. Interview. Appointment.** Robert J. Schaeffner, 20 Casino Road, appeared before the Board as it relates to serving on the Zoning Board of Appeals. After discussion motion made and seconded to appoint Robert J. Schaeffner to the Zoning Board of Appeals with a term to expire in May 2015. All in favor.

**PERMISSION. Junior Aid. Walk/Run.** Motion made and seconded to approve the request from Emily Greten, Junior Aid Society, to hold a run/walk on Saturday, May 14, 2011 starting at 10:00 a.m. at Devereux Beach. The course will proceed down Beach Street to Locust, take a left on Phillips to Orchard. Take Orchard back to Locust and Locust back to Beach Street, proceed across causeway, around Flint Street and back to Devereux Beach. Approval is subject to receipt of the required Certificate of Insurance and approval from Recreation and Parks and the Marblehead Police Department. All in favor.

**DEPARTMENT OF PUBLIC WORKS. Temporary Parking Restrictions.**

**Roundhouse Road.** Motion made and seconded to temporarily make Roundhouse Road, railroad right-of-way, as well as the One-Way, upper portion of Anderson Street, a **NO PARKING, TOW ZONE** area for the purpose of the annual clean-up and repairs on the following dates:

October 26, 2010 from 7:00am to 3:00pm

October 27, 2010 from 7:00am to 3:00pm

All in favor.

**PERMISSION. Staging. Atlantic Avenue.** Motion made and seconded to approve the request from Gerardo Raffaele, Raffaele Construction Corporation, to set up staging at # 8, 10 and 10A Atlantic Avenue from Thursday, October 14, 2010 to Wednesday, October 20, 2010, with work being completed from 7:30am to 6:00pm (no work on Sunday, October 17, 2010) subject to receipt of the required Certificate of Insurance and the proper illumination in place. All in favor.

**PERMISSION. Use of Abbot Hall.** Motion made and seconded to approve the request from Susan Bryant to use Abbot Hall on Thursday, December 2, 2010 for a screening of the documentary Gerrymandering filmed in Marblehead in July 2009 subject to the usual rules, regulations and fees paid. All in favor.

**MARBLEHEAD LITTLE THEATRE. Willy Wonka and the Chocolate Factory.** Janet Sheehan, Susan Parker and Meghan Holtz appeared before the Board to announce the opening of Willy Wonka and the Chocolate Factory at the Marblehead Little Theatre November 6 to 21, 2010 and to present the Board with "Wonka treats".

**BOARD OF HEALTH. Curbside Leaf Collection.** The Curbside collection of leaves will take place on your regular scheduled trash and recycling days on the following weeks:

Week of October 18<sup>th</sup>

Week of November 1<sup>st</sup>

Week on November 29<sup>th</sup>

Week of December 6<sup>th</sup>

No plastic bags will be collected or emptied. The limit per household is ten (10) paper bags or barrels. This is leaves only collection. Bags or barrels containing brush or other material will not be collected. This type of material affects the quality of the compost generated from leaves. There are no scheduled holidays that would affect this special collection. Planning in advance for this service is difficult as its timing and success depend on the cooperation of Mother Nature and weather conditions.

**TOWN CLERK. Office Hours.** The Town Clerk's office hours for the week of October 11- 15, 2010 and November 1 ó 5, 2010 are as follows:

Monday, October 11, 2010	CLOSED ó Columbus Day
Tuesday, October 12, 2010	8:00am ó 4:00pm
Wednesday, October 13, 2010	8:00am ó 8:00pm (last day to register to vote)
Thursday, October 14, 2010	8:00am- 4:00pm
Friday, October 15, 2010	8:00am ó 12:30pm
Monday, November 1, 2010	8:00am ó 5:00pm (12:00noon is deadline for absentee ballots)
Tuesday, November 2, 2010	7:00am ó 7:00pm (ELECTION DAY)
Wednesday, November 3, 2010	8:00am ó 4:00pm
Thursday, November 4, 2010	8:00am ó 4:00pm
Friday, November 5, 2010	8:00am ó 12:30pm

**TRAFFIC AND SAFETY ADVISORY COMMITTEE.** Harris/Mugford Streets. Motion made and seconded to accept the recommendations of the Traffic and Safety Advisory Committee to place a Stop Sign on Harris Street, at the corner of Mugford Street. All in favor.

**HOLIDAY HOURS. Abbot Hall and Mary Alley Building.** Motion made and seconded to approve the following business hours for Abbot Hall and Mary Alley:

Week of November 8 ó 12, 2010

Monday, November 8 <sup>th</sup>	8:00am ó 5:00pm
Tuesday, November 9 <sup>th</sup>	8:00am ó 5:00pm
Wednesday, November 10 <sup>th</sup>	8:00am ó 6:00pm
Thursday, November 11 <sup>th</sup>	CLOSED
Friday, November 12 <sup>th</sup>	8:00am ó 12:30pm

Thanksgiving ó week of November 22<sup>nd</sup> ó November 26<sup>th</sup>

Monday, November 22 <sup>nd</sup>	8:00am ó 5:00pm
Tuesday, November 23 <sup>rd</sup>	8:00am ó 5:00pm
Wednesday, November 24 <sup>th</sup>	8:00am ó 2:30pm
Thursday, November 25 <sup>th</sup>	HOLIDAY ó CLOSED
Friday, November 26 <sup>th</sup>	HOLIDAY - CLOSED

**THE LANDING RESTAURANT.** A letter was received from Daniel DeVan, 78 Front Street, #4, as it relates to concerns about noise being heard from The Landing. Motion made and seconded to ask Robert Simonelli to come before the Board at their next meeting to discuss concerns relating to their entertainment license. All in favor.

**MASSACHUSETTS DIVISION OF MARINE FISHERIES.** The Town has been notified by the MA Division of Marine Fisheries that Devereux, Tuckerø and Goldthwait Beaches have been opened for the recreational harvesting of surf clams effective as of Friday, October 1, 2010. Licenses may be obtained in the Town Clerkø Office.

**EAGLE SCOUT.** The board received notification from Kevin Neumann, Troop 11 Committee Chair, that Michael B. LeClair has achieved the rank of Eagle Scout and the troop will convene Michaelø Eagle Court of Honor on Saturday, November 27, 2010 at 4:30pm at St. Stephens Church. Motion made and seconded to invite Michael to a future Selectmenø meeting to present his Eagle Scout Project to the Board. All in favor. Motion made and seconded to send a letter of recognition to Michael LeClair in honor of his achievement. All in favor.

**OLD TOWN HOUSE. Accessibility.** Mrs. Jacobi addressed the Board as it relates to finding a short term solution to make the Old Town House handicapped accessible for election purposes. Motion made and seconded to approve that the Board of Selectmen move forward in seeking a short term solution to make the Old Town House handicapped accessible. All in favor. The Board thanked Mrs. Jacobi and Mr. Sasso for their continued work on this project.

**COUNCIL ON AGING. Cookbook Preview.** Mrs. Jacobi announced that the preview party for the Council on Aging Cookbook will be held on Thursday, November 4, 2010 at 6:00 p.m. at the Gerry. The book will be available that night for purchase. Tickets are \$15, cash bar. Contact the Council on Aging for more information. 781-631-6737.

Motion made and seconded to adjourn at 8:22 p.m. All in favor.

Kyle A. Wiley  
Administrative Aide