

BOARD OF SELECTMEN

MINUTES

January 14, 2009

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 December 10, 2008. All in favor. Motion made and seconded to approve the minutes from December 18, 2008. All in favor.

REVOLVING FUNDS. Marblehead Public Schools. Motion made and seconded to approve the request from G. Paul Dulac, Superintendent of Schools, to reauthorize the School Tuition Revolving Fund in the amount of \$50,000 for 2010 and the Special Education Revolving Fund in the amount of \$450,000 for fiscal 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 2010 at the current amount of \$250,000. All in favor.

LICENSING. Second Hand Dealers. Motion made and seconded to approve the applications from the following businesses for a Second Hand Dealers License subject to receipt of the required forms, fees and CORI approval:

The Coin Specialist
139 Pleasant Street
Marblehead, MA 01945
Vance Likins

Crimson & Clover
237 Washington Street
Marblehead, MA 01945
Chris Meninno

All in favor.

AFFORDABLE HOUSING TRUST FUND. Appointment. Motion made and seconded to accept the appointment by the Finance Committee of Jon Jennings as the Finance Committee Representative to the Affordable Housing Trust Fund. All in favor.

VOTE. Snow Removal. Motion made and seconded that the Board of Selectmen consistent with Chapter 44, Section 31D approve expenditures for snow and ice removal in excess of the available appropriation from Town Meeting for snow and ice in the amount of \$100,000. All in favor.

PERMISSION. Bike Race. Motion made and seconded to approve the request from Geoff Hamilton, CCB Cycling Club, to hold its annual bike race on Sunday, April 5, 2009 from 8:00am – 1:00pm. The course will run clockwise around Marblehead Neck using Harbor and Ocean Avenue. Registration will be at Devereux Beach. Approval is subject to receipt of the required Certificate of Insurance, approval from the Marblehead Police and Recreation and Parks Department and no permanent markings to be made on the streets of our Town. All in favor.

PERMISSION. One Day Entertainment License. Motion made and seconded to approve the request from Loretta Lang, Maddie's Sail Loft, for a One Day Entertainment License for Wednesday, January 28, 2009 from 8:00pm – 11:00pm. All in favor.

PUBLIC HEARING. Revocation, All Alcoholic Beverage License. Amorn Phongtong, Sticky Rice, appeared before the Board as it relates to Board of Health issues and the status of his restaurant, currently not open for business at 26-28 Hawkes Street. Jeffrey N. Shribman, Town Counsel, was present. All issues with the Board of Health have been resolved. After discussion, motion made and seconded to have the Revocation Hearing continue on March 11, 2009 at 7:35pm and to ask Mr. Phongtong to appear before the Board at that time with either a Purchase and Sale Agreement, a prospective buyer or an agreement with the Landlord to reopen at the current location. On a polled vote the Board voted as follows: Mr. Nye, in favor; Mr. Woodfin, in favor; Mrs. Jacobi, in favor; Mr. Christensen, in favor; Mrs. Belf-Becker, in favor.

MARBLEHEAD DISABILITIES COMMISSION. Carol Arnould appeared before the Board as it relates to her appointment to the Marblehead Disabilities Commission. The Board expressed their thanks to Carol for volunteering her time to serve on this Board.

PERMISSION. One Day Liquor License. Motion made and seconded to approve the request from Pamela Alman, Temple Emanu-El, for a One Day Liquor License for Saturday, January 31, 2009 from 6:30pm – 11:55pm for a fundraiser at the Temple. Approval is subject to receipt of the required fee. On a polled vote the Board voted as follows: Mr. Nye, in favor; Mr. Woodfin, in favor; Mrs. Jacobi, in favor; Mr. Christensen, in favor; Mrs. Belf-Becker, in favor.

MARBLEHEAD POLICE DEPARTMENT. Indemnification. Motion made and seconded to indemnify Officer Adam Mastrangelo for injuries sustained while on duty December 23, 2008. All in favor.

MARBLEHEAD POLICE DEPARTMENT. Indemnification. Motion made and seconded to indemnify Lt. Jonathan Lunt for injuries sustained while on duty December 23, 2008. All in favor.

TRAFFIC AND SAFETY. Motion made and seconded to accept the report from the Traffic and Safety Committee as it relates to recommending a stop sign on Fox Run at Maverick Court and to take no action on a stop sign on Naugus Avenue. All in favor.

FAIR HOUSING COMMITTEE. 40B Proposal. Kurt James and Dirk Isbrandsten appeared before the Board to review their proposal to develop affordable housing on approximately 1 acre of land adjacent to Litchman Terrace. Molly Welch, 15 Taft Street, and Kevin Collins, 8 Turner Road, gave a PowerPoint presentation opposing the project. The following people spoke against the project: Bill Willis, Sr. 16 Taft Street, Walt Haug, 10 Highland Terrace, Jacqueline Williams, 50 Turner Road, Joe Brophy, 9 Taft Street, Mike Smith, 53 Green Street, Tanya DeGenova, 13 Taft Street; Betsy Halbert, 6 Taft Street, Angela Harrison, 35 Curtis Street, Mary Leblanc, 30 Peach Highlands and Jean Eldridge, 1 Lattimer Street. After discussion, motion made and seconded to recommend that the Fair Housing Committee stop pursuing the proposed project at Litchman Terrace. All in favor. Motion made and seconded to instruct the Town Administrator, in conjunction with Town Counsel, to prepare an article for the 2009 Annual Town Meeting to declare the property at Litchman Terrace as Open Space, sponsored by the Board of Selectmen. All in favor.

RECESS. The Board took a two minute recess at 9:20pm.

NATIONAL GRID. Gingerbread Hill. A letter was read from John G. Upham, National Grid, as it relates to low gas pressure along Gingerbread Hill. Due to extremely low temperatures and increased gas consumption people are experiencing low gas pressure in this area. National Grid will have gas trucks along Gingerbread Hill that will allow them to elevate the pressure so customers can have gas available as needed. A police detail will be in place, access will still be available at each end of Gingerbread Hill, though traffic will be restricted from passing entirely through the road. Work begins Tuesday, January 20, 2009 to replace the existing gas line and will take several weeks to complete. If you have questions or concerns you may call John Upham at 781-466-5131.

MARBLEHEAD TO HALIFAX OCEAN RACE. Motion made and seconded to send a letter from the Board to be included in the 2009 Marblehead to Halifax Ocean Race Guide and to have the Chairman sign on behalf of the Board. All in favor.

DONATION. Tedesco Country Club. A letter was read from Tedesco Country Club informing the Board that they will once again donate the use of the golf course and golf carts to the Town of Marblehead for the afternoon of Monday, May 11, 2009 for a fund

raising golf tournament. Motion made and seconded to ask any public organization that has interest in using the golf course for charity purposes to contact the Board of Selectmen by January 28, 2009. All in favor.

MARBLEHEAD COMMUNITY COUNSELING CENTER. Request. Charity Event. A letter was read from Paul Crosby, Marblehead Community Counseling Center, requesting use of the Tedesco Country Club facilities in May for the purpose of holding a charity event.

REQUEST. Crowninshield Island. A letter was read from Gene Record as it relates to changing the name of Brown Island to Crowninshield Island. Motion made and seconded to refer the request to the Historic Commission and the Town Historian and then report back to the Board at a future date with a recommendation. All in favor.

RETIREMENT. Council on Aging. Motion made and seconded to send a letter to Maxine Stromberg, Council on Aging, congratulating her on her upcoming retirement. All in favor.

EXECUTIVE SESSION. Motion made and seconded to adjourn to Executive Session for the purpose of discussing pending litigation, votes may be taken, and if they are, votes will be released at a time deemed appropriate by counsel. The board will not reconvene in open session. On a polled vote, the Board voted as follows: Mr. Nye, in favor; Mr. Woodfin, in favor; Mrs. Jacobi, in favor, Mr. Christensen, in favor; Mrs. Belf-Becker, in favor. Adjourned to Executive Session at 9:32 p.m.

Kyle Wiley
Administrative Aide