

BOARD OF SELECTMEN

MINUTES

June 22, 2016

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, Chair
Judith R. Jacobi
Bret T. Murray
James E. Nye

John J. McGinn, Town Administrator

JOINT MEETING. Trustees of Abbot Public Library. Interviews. Appointment.

The Board of Selectmen met in joint session with the following Trustees of the Abbot Public Library: Phyllis Smith, Chair, Elizabeth Lutwak and Nancy Arata. The following candidates were interviewed to fill the vacancy within the Trustees of Abbot Public Library: David Ross, 29 Brookhouse Drive; Alexis Soule, 110 Front Street. Motion made and seconded to place both names in for nomination. All in favor. On a polled vote the Boards voted as follows:

Elizabeth Lutwalk: David Ross

Nancy Arata: David Ross

Phyllis Smith: David Ross

Bret Murray: David Ross

Judith Jacobi: David Ross

Jackie Belf-Becker: David Ross

Jim Nye: David Ross

David Ross appointed Trustee of the Abbot Public Library with a term to expire in May 2017.

DISCLOSURE. Section 19. Fire Chief. Chief Jason Gilliland appeared before the Selectmen as it relates to a disclosure of Appearance of Conflict of Interest as required by G.L. c. 268A, §23(b)(3). Selectmen Bret Murray read his disclosure that he has filed with the Town Clerk and recused himself from the meeting and left the room. Chief Gilliland read his disclosure to the Board and the following votes were taken:

Motion made and seconded that Marblehead Board of Selectmen grants the request of Fire Chief, Jason Gilliland as it relates to budget preparation after determining that the financial interest by and between the Fire Chief and his son is not so substantial as to be deemed likely to affect the integrity of the services which the Town may expect from the Fire Chief as an employee. Compensation and benefits for firefighters are determined by the collective bargaining agreement and not by the budget process. All in favor.

Motion made and seconded that Marblehead Board of Selectmen grants the request of Fire Chief, Jason Gilliland as it relates to participation in collective bargaining after determining that the financial interest by and between the Fire Chief and his son is not so substantial as to be deemed likely to affect the integrity of the services which the Town may expect from the Fire Chief as an employee. In this role the chief will serve in an advisory role to explain non-monetary subject matters during negotiation sessions. All in favor.

Mr. Murray returned to the meeting.

Motion made and seconded to designate the Town's Finance Director to be responsible for the review and approval of all payroll authorizations as they relate to Liam Gilliland. All in favor.

Motion made and seconded that Marblehead Board of Selectmen grants the request of Fire Chief, Jason Gilliland as it relates to the assignment of firefighters to their initial Group Assignments after determining that the financial interest by and between the Fire Chief and his son is not so substantial as to be deemed likely to affect the integrity of the services which the Town may expect from the Fire Chief as an employee. All in favor.

BEQUEST TO TOWN. Tom Stover, 43 Rockaway Avenue, Trustee for the Larz J. Anderson Trust, appeared before the Board to notify the Board that a sizable Trust Fund has been left to the Town by longtime resident, the late Larz J. Anderson. Mr. Stover advised the Board that it is recommended that the Trust Fund, valued at approximately \$2,000,000, be used for winter sports, such as public skating and ice hockey, or a field house for indoor sports. The Trust Fund will not be available for 2 years, in September of 2018, which will allow time for discussion on the purposes of the fund, to be decided by majority vote of a joint meeting of the Board of Selectmen and the Recreation and Parks Commission. Motion made and seconded to send a letter of appreciation to the family of Larz J. Anderson. All in favor.

OVERHANGING SIGN. 111 Pleasant Street. Scott Lohan, Digital Wave Signs, appeared before the Board on behalf of Bryan Ruocco, Seaport Chiropractic. Motion made and seconded to approve the request from Bryan Ruocco, Seaport Chiropractic, to hang a sign at 111 Pleasant Street subject to receipt of the required Certificate of Insurance and a sign permit. All in favor.

CURB CUTS. Proposed Regulations. Public Hearing. A Public Hearing was held on proposed curb cut regulations. No one spoke opposed or in favor of the regulations. Motion made and seconded to approve the following proposed curb cut regulations as presented:

Article IV Curb Cuts

255-13

The Board of Selectmen, or its designee, may approve requests for curb cuts on a right of way so long as the following standards are met:

A. Curb cuts shall not exceed twenty feet (20') in width on each residential property.

- B.** Sidewalks shall continue level (2%) across the driveway curb cut.
- C.** Sidewalks and driveway aprons within the public way must be concrete or bituminous – no other material is permitted.
- D.** Driveway slopes must not exceed 8% within 15' of the right of way.
- E.** Driveways shall be laid out to intersect the street as nearly as possible at right angles. No driveway shall intersect with any street at less than 60 degrees.
- F.** No curb cut shall be located in an area that would necessitate the removal of any public street tree.
- G.** No driveway shall be located in any front yard area which is the front of any yard area calculated from the two outermost front corners of the dwelling (not including any attached garage).
- H.** No curb cut shall be located in an area that would necessitate the relocation of any fire hydrant.
- I.** In business areas and outside of areas located within any single residence and expanded single residence zoning districts no curb cut shall be located to cause the elimination of on street parking space.
- J.** The Applicant shall receive all necessary zoning relief prior to applying for a Curb Cut permit.
- K.** Curb Cuts shall not be located within twenty feet (20') of an intersection or crosswalk.
- L.** The proposed driveway shall not create undue safety hazards in the use of the street or sidewalk by vehicular or pedestrian traffic as determined by the Board of Selectmen or its designee
- M.** The proposed driveway shall not impede the safe and efficient flow of traffic on the streets and sidewalks adjoining the property for which the driveway is proposed as determined by the Board of Selectmen or its designee.
- N.** The Applicant shall be responsible for the driveway construction which shall be undertaken by a contractor who shall provide the town with the proper certificate of insurance and who shall obtain a permit from Department of Public Works before any work is commenced.

255-14. The Board of Selectmen or its designee, may vary the requirements set forth in 255-13 above so long as the Applicant proves, to the reasonable satisfaction of the Board of Selectmen or its designee, that there will be no harm to public health and safety and there will be no reduction of on street parking. In no event will the Board of Selectmen or its designee waive the construction materials or methodology listed in items A-D above. All in favor.

STRAMSKI PIER. Naming. Motion made and seconded to approve the request from F. Webb Russell III, Harbormaster, to name the new Stramski Pier, when completed, in honor of William Pattison, former longtime member of the Harbors and Waters Board. All in favor.

PERMISSION TO VIDEO. Spirit of '76. Motion made and seconded to approve the request from Russell Jones, President – Chamber PG, to video the Spirit of '76 painting

to be used in a video being produced for the Chamber of Commerce on tourism and living in Marblehead. All in favor.

PERMISSION. POD. Franklin Street. Motion made and seconded to approve the request from Holly Cariddi, to place a POD container at 19 Franklin Street for a maximum of 4 days, June 24 – 27, 2016 subject to approval from Chief Picariello, receipt of the required Certificate of Insurance and that the POD is placed as far back from the bend in the road as possible. All in favor.

PERMISSION. Block Party. Glover Square. Motion made and seconded to approve the request from Fred and Elise Brink, 15 Glover Square, to hold a block party in the center of Glover Square on Saturday, July 30, 2016 from 8:00 a.m. – 6:00 p.m. subject to approval from Chief Picariello and Chief Gilliland. All in favor.

PERMISSION. Ladders on the Public Way. 16 Washington Street. Motion made and seconded to approve the request from William Karademos, Tom's Painting Contracting Co., to place ladders on the public way at 16 Washington Street June 24, 2016 – June 30, 2016 at 5:00 p.m., subject to approval from Chief Picariello and the following:

1. Ladders must be removed from the public way at the end of business each day
2. A safe passage way is to be maintained at all times
3. Receipt of the required Certificate of Insurance.

All in favor.

PERMISSION. Ladders on the Public Way. 74 Washington Street. Motion made and seconded to approve the request from Richard Cooper, 74 Washington Street, to place ladders on the public way at 74 Washington Street, for 1 day, weather permitting subject to approval from Chief Picariello and the following:

1. Ladders must be removed from the public way at the end of business each day
2. A safe passage way is to be maintained at all times
3. Work is to be completed by Thursday, June 30, 2016
4. Receipt of the required Certificate of Insurance.

All in favor.

MINUTES. Motion made and seconded to approve the minutes from June 8, 2016. All in favor.

CONSERVATION COMMISSION. Letter of Interest. A letter of interest was received from Alexander Falk as it relates to serving on the Conservation Commission.

OLD BURIAL HILL OVERSIGHT COMMITTEE. Letter of Interest. A letter of interest was received from Standley Goodwin as it relates to serving on the Old Burial Hill Oversight Committee.

INTERVIEWS. The Board of Selectmen will conduct interviews for all those who submitted letters of interest for the Council on Aging, Conservation Commission and Disabilities Commission at their meeting July 20, 2016 and for the Fair Housing Committee, Task Force against Discrimination and Old Burial Hill Oversight Committee at their August 10, 2016. The meetings are held at Abbot Hall, 188 Washington Street at 7:30 p.m.

APPRECIATION. Old Marblehead Improvement Association. Motion made and seconded to send a letter of appreciation to the Old Marblehead Improvement Association for the new lectern at the Old Town House. All in favor.

CABLE TELEVISION OVERSIGHT COMMITTEE. Letters of Interest. John McGinn, Town Administrator, advised the Board that it is time for the Town to start the renewal process for the cable licenses and asked that the Board reactivate the Cable Television Oversight Committee, which was deactivated in 2013. Motion made and seconded to accept letters of interest to serve on the Cable Television Oversight Committee. Deadline to submit letters is August 10, 2016 at 5:00 p.m. Submit letters to the Board of Selectmen, Abbot Hall, 188 Washington Street or email wileyk@marblehead.org. All in favor.

APPRECIATION. Marblehead Arrangers. Motion made and seconded to send a letter of appreciation to the Marblehead Arrangers for their services on the Abbot Hall grounds. All in favor.

UNSUNG HEROINES OF 2016. The Board congratulated Judy Jacobi on being honored as one of Massachusetts Unsung Heroines of 2016 at a ceremony at the State House.

APPRECIATION. Abbot Hall Landscaping. Motion made and seconded to send a letter of appreciation to Dean Cuzner for his services maintaining the grounds at Abbot Hall. All in favor.

Motion made and seconded to adjourn at 8:55 p.m. All in favor.

Kyle A. Wiley
Administrative Aide