

## **BOARD OF SELECTMEN**

### **MINUTES**

**June 13, 2007**

Board met in Regular Session 7:30 p.m. in their Meeting Room in Abbot Hall.

Present (constitution a quorum):

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

Anthony M. Sasso, Town Administrator

**MINUTES.** Motion made and seconded to approve the Minutes of May 23, 2007. Four Selectmen voted in favor, with Mr. Woodfin voting present.

**NORTH SHORE SPIRIT.** Ben Swales of the North Shore Spirit Baseball Team appeared before the Board to announce that July 9<sup>th</sup> will be Marblehead/Swampscott Community Night at Frasier Field. Tickets will be discounted for this event and are available at Flagship Travel as well as Frasier Field.

**MARBLEHEAD FAIR HOUSING COMMITTEE/ MARBLEHEAD COMMUNITY HOUSING CORPORATION.** Dirk Isbrandtsen, Chairman of the Fair Housing Committee and Jim Haskell of the Marblehead Community Housing Corporation appeared before the Board seeking support for Marblehead Community Housing Corporation's (MCHC) new initiative, "Making Marblehead Affordable." This program will fund the purchase and rehabilitation of 2 plus bedroom condominium units located in Marblehead. MCHC will re-sell these units to low-income first time buyers. Funds not used over the last few years from the HOME program will be used toward the purchase of these units. Motion made and seconded to approve this request. All in favor.

**PERMISSION.** Motion made and seconded to approve the request of Mitch Diamond of "The American Travelling Morris" dance troupe to appear at Clark's Landing on Friday, August 24<sup>th</sup> from 5:30 to 6:30 p.m. subject to the usual requirement of liability insurance. All in favor.

**BELLRINGING.** Motion made and seconded to request that the Church bells through out the town be run on July 4<sup>th</sup> at the usual holiday hours:  
7:30 a.m. to 8:00 a.m.

12 noon to 12:30 p.m.  
6:00 p.m. to 6:30 p.m.

**POLICE DEPARTMENT. Indemnification.** Motion made and seconded to indemnify Officer Eric Osattin for injuries sustained while on duty June 5, 2007. All in favor.

Motion made and seconded to indemnify Lt. Jonathan Lunt for injuries sustained while on duty June 5, 2007. All in favor.

Motion made and seconded to indemnify Officer Eric Osattin for injuries sustained while on duty June 6, 2007. All in favor.

**Commendations.** A letter from Chief Robert Picariello was read citing the exemplary performance while on duty by several officers. Motion made and seconded to commend the following for their part in an incident on June 5<sup>th</sup> which turned into the chase and apprehension of an individual who had little regard for their own safety or that of the public: Lt. Jonathan Lunt, Sgt Donald Decker, Officers Sean Brady, Christopher Gallo, Jason MacDonald, Eric Osattin and Nicholas Economou and Dispatchers Scott Kaufman, Michael Daigle and Matthew Lunt. All in favor.

**PERMISSION. Horribles Parade.** Motion made and seconded to approve the request of Paul Jalbert, President of the Gerry #5 V.F.A., Inc. to hold the annual Horribles Parade at 10:00 a.m. on July 4<sup>th</sup> with registration beginning at 8 a.m. Rain date is Saturday, July 7. The parade route will remain the same as in previous years. All in favor.

**CONTRACT. Dump Truck.** Motion made and seconded to award the contract for a dump truck to Liberty Chevrolet of Wakefield, MA in the amount of \$75,631.00 and authorize the Chairman to sign on behalf of the Board. All in favor.

**Roofing.** Motion made and seconded to award a contract to WPI Construction, Inc. for the Franklin Street Fire Station roofing project in the amount of \$22,320.00 and authorize the Chairman to sign the contract on behalf of the Board All in favor.

**FISHING SHANTIES.** Motion made and seconded to renew the following requests to use premises owned by the Town of Marblehead on Front Street at Little Harbor, commonly known as Turner Land: Frederic Lausier, Shanty No. 1; Steven Bird, Shanty No. 2; Jeffrey Flynn, Shanty No. 3; John W. Burns, Shanty No. 4; William Powers, Shanty No. 5; Perry Asher, Shanty No. 6; Daniel Roads, Shanty No. 7; William Brown , II, Shanty No. 8; John Hayes, Shanty No. 9. All in favor.

**LICENSE. All Alcoholic Club.** Motion made and seconded to approve the request of the Eastern Yacht Club to extend the hours of their Alcoholic Beverage

License for one additional hour, until 12:45 a.m. on June 24 for the annual Commodore's Ball. All in favor.

**PERMISSION.** A letter was read from the Eastern Yacht Club seeking permission to block Ballast Lane on Saturday, August 4<sup>th</sup> from 1 p.m. to 10 p.m. Request was placed on hold to find out what event will be held as well as what portion of Ballast Lane they wish to close.

**PERMISSION Automatic Amusement Device.** Motion made and seconded to approve an automatic amusement device license to VFW #2005, Inc. for "Bugs Fever, Serial No. 7947. All in favor.

**PERMISSION. Block Party.** Request by Nate Burke to block off Mitchell Road on June 23, 2007 from 4:00PM – 9:00PM. Block Party Sign-off and Request Form was submitted. Motion made to approve this request. All in favor.

**LICENSE. Common Victualler.** Starbucks Coffee Company requesting permission to change store hours. Current hours listed on License are 6 am – 11pm. Starbucks seeking permission to open doors at 5:30 a.m. Board decided that Starbucks should apply to the Zoning Board of Appeals first for their approval. No action was taken, Mr. Sasso will send letter to Starbucks.

**FIRE DEPARTMENT** Letter read from Chief Dixey inviting the Board to a swearing in ceremony on Wednesday, June 27, 2007 in the Selectmen's Room at Abbot Hall. The following personnel will be sworn in as Firefighters: Adam J. Hatfield, James M. Horgan, Matthew J. Tina.

**LICENSE Common Victualler License/Wine and Malt.** Attorney Paul Lynch and Jessica Sablone Maffeo appeared before the Board as it relates to the transfer of an Annual Wine and Malt License as a Common Victualler at 33 Smith Street. Dining Room, Kitchen, Storage Room and Two baths First Floor. The previous owner of the license is Rande Enterprises, Inc. d/b/a Ocean Restaurant. This same applicant has also applied for a Common Victualler License. The hours of operation will be 11:30am – 10:00pm. Monday through Thursday; 11:30am to 11:00pm Friday and Saturday and noon to 10:00pm on Sunday. Motion made and seconded to approve the application for the Common Victualler License for the hours stated above. All in favor. Motion made and seconded to approve the transfer of the Annual Wine and Malt License from Rande Enterprises, Inc. d/b/a as Ocean Restaurant to Trattoria Sablone, Inc. d/b/a Trattoria Sablone, Jessica Sablone Maffeo, Manager subject to receipt of Workmen's Compensation Affidavit and the staff being TIPS or equivalent trained. On a polled vote, the Board voted as follows: Mr. Nye, in favor; Mr. Woodfin, in favor; Mrs. Jacobi, in favor; Mrs. Belf-Becker, in favor; and Mr. Christensen in favor.

**PERMISSION. Donation Account.** Derek Norcross, Chairman of the Recreation, Parks and Forestry Commission appeared before the Board to request permission to set up a donation account, The Elliot Roundy Grandstand Donation

Account, in order to complete the renovation process at the Elliot Roundy Grandstand at Seaside Park. Motion made and seconded to approve this request. All in favor.

**Shade Tree Regulations.** The following members of the Recreation, Parks and Forestry Commission joined the meeting: Derek Norcross, Linda Rice Collins, David Rodgers, and Tom Hamond, Superintendent. After a brief discussion, motion made and seconded to approve the Shade Tree Regulations with no changes. On a polled vote: Mrs. Rice Collins, in favor; Mr. Rodgers, in favor; Mr. Norcross, in favor; Mr. Nye, in favor; Mr. Woodfin, in favor; Mrs. Jacobi, in favor; Mrs. Belf-Becker, in favor; and Mr. Christensen, in favor.

**TRAFFIC & SAFETY. Fourth of July.** The following road blocks and detours were requested by Lt. David Millett, Community Services Officer for the Marblehead Police Department, for the Fourth of July Celebrations: Road blocks and detours effective between 6 p.m. and 11 p.m. on July 4<sup>th</sup>: On the Neck: Roadblock at Harbor/Ocean and Nashua eliminating vehicular traffic between Nashua Street and Chandler Hovey Park. Causeway: No parking on the Causeway – Tow Zone. Atlantic and Ocean will be monitored and made left or right turns only onto Atlantic Avenue for traffic leaving the beaches and neck when necessary. Downtown: Washington Street becomes one way from Franklin Street to State Street. State Street remains two ways prior to fireworks for as long as practical and safe then becomes one way to Washington Street after the fireworks. No parking – Tow Zone will be strictly enforced. Franklin Street becomes one way from Front Street to Washington Street. Following the fireworks all traffic from Washington and State Streets will be detoured along Mugford Street to Green Street to West Shore Drive. MBTA route will be Pleasant to Spring to Elm to Mugford to Washington (past Abbot Hall) to Essex to Pleasant and held over at Starbucks. Handicapped parking is located at Riverhead Beach, overlooking the Harbor. Other detours and road closures may be implemented as safety requirements dictate.

Road closures between 8 a.m. and noon: For the Horribles Parade – School Street between Pleasant Street and Atlantic Avenue will be closed at 8 a.m. to facilitate the registration process. Essex Street, Bassett Street will be closed to all vehicular traffic as well as Pleasant Street between Spring Street and Washington Street (South), Washington Street between Atlantic Avenue and Pleasant Street at 9 a.m. to facilitate staging and movement of the parade. Spring Street will be one way from Pleasant Street to Sewall Street.

Road closures between 11 a.m. and 5 p.m. – For the Marblehead Festival of Arts Street Festival – Washington Street between Abbot Hall and the Old Town House will be closed to all vehicular traffic during the Festival of Arts Street Festival on July 4<sup>th</sup> between the hours of 11 a.m. and 5 p.m. It is strongly recommended that those living and working within this section of Washington Street relocate their vehicles prior to 11 am. on July 4<sup>th</sup>. Parking will be allowed on adjacent streets and beyond the closed area of Washington Street.

Motion made and seconded to approve these requests. All in favor.

**Boston Yacht Club. Halifax Race.** A letter from Lt. Millett was read seeking permission for allow a 28-foot trailer to be placed along the fence outside the main entrance of the Boston Yacht Club from Friday, July 6<sup>th</sup> through Sunday, July 8<sup>th</sup>. Motion made and seconded to table. All in favor.

Motion made and seconded to place appropriate signage, provided by the Boston Yacht Club, at the intersection of Lee and Union Streets indicating through traffic continues along to Hooper Street and only traffic to the Boston Yacht Club be directed onto Union Street. An additional “Detour” sign at the intersection of Front and Union Streets will direct traffic exiting the Boston Yacht Club along Front Street and not up Union Street to Lee Street. All in favor.

**PERMISSION. Sign.** Motion made and seconded to approve the request of Carlos Rocha to hang a sign from Six School Street for his ice cream shop – Terry’s Old Fashion Ice Cream - subject to the usual liability insurance and the proper building permit. All in favor.

**40-B Projects.** Motion made and seconded to table the letter from the Town of Walpole as it relates to 40B projects until our State Representative and State Senator can come in to discuss the letter. All in favor.

**Boston Yacht Club – Halifax Race** – Mike Mentuck of the Boston Yacht Club appeared before the Board to explain the 28-foot trailer mentioned earlier in the evening will be used for sailing equipment. Motion made and seconded to remove the request from the table. All in favor. Motion made and seconded to approve the request to allow a 28-foot trailer to be placed along the fence outside the main entrance of the Boston Yacht Club from Friday, July 6<sup>th</sup> through Sunday, July 8<sup>th</sup>. All in favor.

**CEMETERY COMMISSION.** Rose McCarthy and Dexter Gillis, members of the Cemetery Commission joined the Board to interview a candidate for a vacancy on the Cemetery Commission created by the recent passing of Benjamin A. Woodfin. Richard F. Coletti was the only applicant. Motion made and seconded to place Mr. Coletti’s name in nomination. All in favor. The polled vote was as follows: Mrs. McCarthy, Mr. Coletti; Mr. Gillis, Mr. Coletti; Mr. Nye, Mr. Coletti; Mr. Woodfin, Mr. Coletti; Mrs. Jacobi, Mr. Coletti; Mrs. Belf-Becker, Mr. Coletti; Mr. Christensen, Mr. Coletti. Mr. Coletti was appointed to the Cemetery Commission with a term to expire in May 2008 at which time he will have to run for the unexpired term of Mr. Woodfin.

**HISTORICAL COMMISSION.** Donald W. Gardner, Jr. and Paul C. (Chris) Johnson appeared before the Board as candidates for one vacancy on the Historical Commission. Motion made and seconded to place both names in motion. All in favor. On a polled vote, the Board voted as follows: Mr. Nye, Mr. Johnston; Mr. Woodfin, Mr. Gardner; Mrs. Jacobi, Mr. Johnston; Mrs. Belf-Becker, Mr. Johnston; Mr. Christensen,

Mr. Johnston. Mr. Johnson was appointed to the Historical Commission with a term to expire in May 2008.

**CABLE TV LICENSE.** Motion made and seconded to forward the letter received from the Department of Telecommunications and Cable to the Cable TV Oversight Committee. This letter is reminding the Town that our cable television license with Comcast expires on June 18, 2010. All in favor.

Mrs. Belf-Becker reminded citizens to vote on June 25<sup>th</sup>. This election has three referenda for overrides as it relates to the Transfer Station, the Causeway Seawall, and the Abbot Library.

**MARBLEHEAD HIGH SCHOOL. Sailing Team.** Mr. Nye noted that the Marblehead High School Sailing Teams are once again State Champions.

The Board noted the recent passing of Glover Monroe. Motion made and seconded to send a letter of condolence to his family. All in favor.

**VERIZON.** Motion made and seconded to ask Verizon to clean the graffiti off their box outside the High School. All in favor.

**SIGN CULLER.** Motion made and seconded to ask Mr. Sasso to instruct Town Employees to remove signs from poles around town as they see them. Four selectmen voted in favor, with Mr. Nye opposed.

Motion made and seconded to adjourn at 9:15 p.m. All in favor.

Patricia D. Charbonnier  
Administrative Aide Pro Tem