

BOARD OF SELECTMEN  
MINUTES

February 8, 2006

Board met in Regular Session at 7:30 p.m. in its meeting room at Abbot Hall.

Present (constituting a quorum):

Judith R. Jacobi, Chairman  
Jeffrey N. Shribman  
Harry C. Christensen  
Jackie Belf-Becker  
James E. Nye  
Anthony M. Sasso, Town Administrator

**MINUTES.** Motion made and seconded to approve the minutes of January 25, 2005.  
All in favor.

**PERMISSION. Street Blocking. Hereford and Humphrey Streets.** Request from David Ostrovitz to have Hereford St. blocked at Humphrey St., extending to the end of the Lutheran Church lot on February 11 from 7:30 a.m. to 9:30 a.m. for the purpose of Boy Scout Pack 79's annual Pinewood Derby. Motion made and seconded to approve.  
All in favor.

**PROCLAMATION. Red Cross Month.** Letter from Janice Wilson, North Area Director, American Red Cross of Massachusetts Bay requesting that the Selectmen proclaim the month of March as Red Cross Month. Motion made and seconded to issue said proclamation. All in favor.

**PUBLIC HEARING. Licensing. All Alcohol as a Common Victualer. Common Victualer. Local Entertainment and Sunday Entertainment.**

The following persons were present in connection with the application of Maddie's Enterprises, Inc. (the, "Applicant") for the transfer of the all alcoholic beverages as a common victualer license currently issued to Loft Enterprise, LLC., d/b/a Maddie's Sail Loft, 15 State Street (the "Premises"): John S. Tanguoso, attorney for and president of the Applicant; Robert M. Powers, secretary of Applicant and Marquis Magee, manager of Loft Enterprise, LLC.

Mr. Powers intends to continue doing business as Maddie's Sail Loft and serve as manager. Mr. Tanguoso noted that the intention is to continue as in the past with no alterations to the Premises other than cosmetic changes, no changes to seating, no menu changes and no staffing changes for the time being. Hours of operation will continue as previously from 9:00 a.m. to midnight Mondays through Saturdays and 11:00 a.m. to midnight on Sundays.

Applicant also requested that the existing common victualer, and entertainment licenses (local and Sunday licenses) issued to the Loft Enterprise, LLC be transferred to Applicant. The entertainment licenses relate to the c.d. player currently at the Premises.

Mrs. Jacobi commented on the two letters that were received at the Selectmen's Office that expressed opposition to the transfer, to wit: letter from M.L. Harris, 130A Green Street and Ron and Leslie de Moraes, 24 Lee Street C8.

Mrs. Jacobi noted that a letter of reference for Mr. Powers was received from Robert M. St. Pierre, Chief of the Salem Police Department.

Motion made and seconded to approve the issuance of a common victualer license to Applicant subject to receipt of the departmental sign-offs and a copy of the fully executed pledge agreement between Applicant and Applicant's lender Beverly Cooperative Bank. All in favor.

Motion made and seconded to approve the issuance of the entertainment licenses to Applicant subject to receipt of the departmental sign-offs and a copy of the fully executed pledge agreement between Applicant and Applicant's lender Beverly Cooperative Bank. All in favor.

Motion made and seconded to approve the transfer of the all alcoholic beverages as a common victualer license to Applicant, subject to receipt of departmental sign-offs and a copy of the fully executed pledge agreement between Applicant and Applicant's lender Beverly Cooperative Bank.

On a polled vote the board voted as follows: Mr. Nye: yes; Ms. Belf-Becker: yes; Mr. Christensen: yes; Mr. Shribman: yes and Mrs. Jacobi: yes.

**STATE REPRESENTATIVE DOUGLAS W. PETERSEN** was present to speak about preparation for the upcoming budget in April and that the deadline that he has to submit issues important to our community to the Chairman of the Ways and Means Committee is by Tuesday at 5:00 p.m. Line items commented on were assistance to communities for refurbishing seawalls and increase funding for elders.

**MARBLEHEAD/SWAMPSCOTT YMCA. Update.** Paul Gorman was present to give a status of progress of the development of the new YMCA on Legg's Hill Road and that he is hopeful for ground breaking to occur in late spring. The YMCA, on total acreage of 19.5 will include an 86,000 square foot facility.

**LICENSING. Common Victualer.** Jessica and Debora Newman were present in connection with their application for the transfer of the common victualer license currently issued to Stanley Rusnak, d/b/a Marblehead Munchies, 1 Bessom Street. Motion made and seconded to approve the issuance of a common victualer license to Debrica Corporation, d/b/a Marblehead Munchies, Jessica and Debora Newman, managers, with hours of operation to be seven days a week from 11:00 a.m. to 9:00 p.m. subject to receipt of a copy of a fully executed lease and departmental sign-offs. All in favor.

**CONSERVATION COMMISSION. Revolving Fund.** Request from Douglas W. Saal, Conservation Administrator for the continuation of the Conservation Fines Revolving Fund in the amount of \$10,000 in fiscal 2007. Motion made and seconded to approve. All in favor.

**SCHOOL DEPARTMENT. Revolving Fund.** Motion made and seconded to approve the School Tuition Revolving Fund in the amount of \$50,000 in fiscal 2007 for the use by the School Committee to be taken from revenues in connection with tuitions from nonimmigrant foreign students; said appropriation to be used for the expenses of instruction including salaries, instructional supplies and equipment. All in favor.

**PERMISSION. BANNER AND SANDWICH BOARDS.**

Motion made and seconded to approve, the following requests subject to the applicable rules and regulations:

Request of Hillary S. Grant, Director of Special Events for the North Shore Medical Cancer Center to hang a banner across Pleasant Street during the weeks of May 29 and June 19 to advertise the 6.2 miles cancer walk on the North Shore scheduled for June 25.

Request of Diane T. Stringer, President of Hospice of the North Shore to hang a banner across Pleasant Street during the week of June 12 to 19 to advertise the 12<sup>th</sup> Annual Auction & Regatta to benefit the Hospice of the North Shore scheduled for Friday, June 16 and Sunday, June 18 at the Eastern Yacht Club.

Request of Susan Hauck, President of TeamUp Inc. of Marblehead to place boards during the week of March 20 – 27 at the following locations: Lafayette and Humphrey; Pleasant and Essex and Atlantic at Seaview. The boards will be to promote the upcoming Marblehead Cod Fish Fest 2006 Fundraiser for TeamUp scheduled for the week of March 23 to 30.

Request of Leslie Gould, Marblehead Chamber of Commerce to place a banner across Pleasant Street during the week of March 6 to 13 and place boards during the week of March 20 to 27 at the following locations: Lafayette and Maple; Lafayette and Humphrey; Pleasant and Essex; Tedesco and Humphrey; Beach and Ocean and Atlantic at Seaview. The banner and the boards will be to promote the 9<sup>th</sup> Annual Home and Garden Show scheduled for March 25 and 26 at the Community Center.

All in favor.

**COMCAST. 2005 Annual Consumer Complaint Form.** Letter from Rob Travers, Manager of Government and Community Relations at Comcast with form as required by Chapter 166A of the General Laws of MA.

**EXECUTIVE SESSION.** Motion made and seconded to go into executive session to discuss collective bargaining, votes may be taken, and if they are, votes will be released at a time deemed appropriate by Counsel, not to resume in open session. On a polled vote as follows: Mr. Nye: in favor; Mrs. Belf-Becker: in favor; Mr. Christensen: in favor; Mr. Shribman: in favor and Mrs. Jacobi: in favor.

Motion made and seconded to adjourn at 9:00 p.m. All in favor.

Ursula M. Kretschman  
Administrative Aide

