

**BOARD OF SELECTMEN
MINUTES**

November 8, 2006

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

Present (constituting a quorum):

Jackie Belf-Becker
Judith R. Jacobi
James E. Nye
Jeffrey N. Shribman, Chairman

Anthony M. Sasso, Town Administrator.

Motion made and seconded to appoint Jeffrey N. Shribman, as chairman of this meeting.
All in favor.

MINUTES. Motion made and seconded to approve the minutes of October 25, 2006.
All in favor.

VETERANS DAY. Dave Rodgers. Veterans Agent was present to discuss the services planned this year. Services will commence at 10:30 a.m. at Memorial Park rather than at Abbot Hall.

PERMISSION. Banner. Request from Leslie Gould, Executive Director of Marblehead Chamber of Commerce to hang the Chamber's "Shop Marblehead" banner over Pleasant St. Motion and seconded to approve the hanging of the banner during the week of December 18 subject to the usual rules and regulations. All in favor.

LICENSING – All Alcoholic Beverage. Common Victualer. Entertainment. The Legal Notice for the advertised public hearing for an application received from Jhikka, Inc. was read. The application is for the transfer of an annual all alcoholic beverage as a common victualer license at 161 Pleasant Street (Village Plaza) currently issued to 7 Seas Tavern LLC, d/b/a 7 Seas Tavern. Kulwant Jhikka and Harjit Jhikka of Jhikka, Inc. (the "Applicant") appeared before the Board as it relates to this application. The Jhikkas have also applied for an entertainment license to have live music (not to be heard from the street) Monday through Saturday, 4 p.m. to 11 p.m. and Sunday 1 p.m. to midnight.

The following persons were present in connection with this hearing:

Jack P. Milgram, Esq., attorney for the Applicant. Kulwant and Harjit Jhikka.

Lawrence Markel, Esq., 40 South Street, attorney for Alwin Alkonis, 137 Pleasant St.

Attorney Markel commented on health related issues (such as rodent/seagull/dumpster) at the Village Plaza location as a whole. He made no request of the Selectmen relative to these issues but asked that the Selectmen consider imposing restrictions on the entertainment license requested by the Applicant. His client has heard music at his home coming from the restaurant. Mr. Alkonis also spoke to this request. Written material produced by Attorney Markel was presented for incorporation into the record.

Lawrence Digiammarino, Esq., attorney for Seven Seas Tavern, LLC, the seller reported that his client does have an entertainment license.

Motion made and seconded to approve the common victualer license.
Hours of operation: seven days a week 11:30 a.m. to midnight. All in favor.

Motion made and seconded to approve the entertainment license subject to music not to be heard from the *parking lot* with hours of entertainment limited to: Monday to Saturday 4:00 p.m. to 11:00 p.m. Sunday 1:00 p.m. to 11:00 p.m. Sunday. All in favor.

Motion made and seconded to approve the transfer of the annual all alcoholic beverage as a common victualer license to Jhikka, Inc. subject to TIPS training: Mr. Nye: in favor; Ms. Belf-Becker: in favor; Mrs. Jacobi: in favor; and Mr. Shribman: in favor.

ARE YOU OK? Jack Attridge, 64 Beach Street was present to announce that the software program is up and running. Persons interested in signing up for this program may contact Pat Roberts, Director of the Marblehead Council on Aging at 781 631 6737.

ENERGY STAR CHALLENGE. Kathy Leonardson, 17 Cloutman's Lane and Jodie Howard, 9 Barnegat Lane were present to give an update on the Energy Star Change a Light, Change the World Challenge (challenging the Town of Swampscott). Ms. Leonardson requested permission to place a thermometer – type sign at the Chamber of Commerce's Information Booth, located at Pleasant and Essex Streets, to track the number of pledges made to date. Motion made and seconded to approve. All in favor.

APPOINTMENTS. Interviews. The following persons were individually interviewed in connection with two vacant positions for full-time police officers:

Brian Palmer, 155 Evans Road; Eric Osattin, 44 Pinecliff Drive and Brendan Finnegan, 18 Pickwick Road. Police Chief James R. Carney was present to recommend to the Selectmen that Mssrs. Osattin and Finnegan be appointed.

Motion made and seconded to put all three names into nomination. All in favor. On a polled vote the Selectmen voted as follows:

Mr. Nye: Osattin and Finnegan; Mrs. Belf-Becker: Osattin and Finnegan; Mrs. Jacobi: Osattin and Finnegan and Mr. Shribman: Osattin and Finnegan. Msrs. Osattin and Finnegan were both appointed as full-time police officers with an effective date of November 12, 2006.

DEVEREUX BEACH CONCESSION LEASE. Approval of Name. Paul Petersiel, the future leaseholder was present to request that the Selectmen approve the following name for the concession: Lime Rickey's. Motion made and seconded to approve the name. All in favor.

PERMISSION. Use of Abbot Hall. Request from Christine Kepko, President Marblehead Festival of Arts to use Abbot Hall on Friday, December 1 from 5 p.m. to 9 pm to set up for the Artisans' Marketplace scheduled for December 2 and 3. Motion made and seconded to approve subject to the rules and regulations and payments of fees. All in favor.

PROCLAMATION. National Grand Bank. Motion made and seconded to declare November 17 as National Grand Bank Day in Marblehead in recognition of the bank's one hundred and seventy five years of service to the citizens of Marblehead. All in favor.

PERMISSION. Use of Spirit of '76 Image. Request from Paula Wright, Ice Screen Development to use the image within a documentary. No motion made.

PERMISSION. Sandwich Boards. Motion made and seconded to approve the following request for Sandwich Boards subject to the usual Rules and Regulations:

Week of January 22, 2007 –Symphony by the Sea to promote their January 27 concert: Atlantic at Seaview, Gatchell Green and Tent's Corner. All in favor

PERMISSION. Use of Abbot Hall Grounds. Request from Leslie Gould, Executive Director of Marblehead Chamber of Commerce to use the upper lawn of Abbot Hall on Friday, December 1 beginning at 7:00 p.m. for the annual tree lighting ceremony. Motion and seconded to approve. All in favor.

PERMISSION. Use of Abbot Hall. Request from Arlene Hostrop, Administrative Council Chairperson of St. Stephen's United Methodist Church, to use Abbot Hall on March 30 for a Beatle Juice concert. Matter referred to Town Administrator Anthony M. Sasso for purposes of obtaining further detail before a decision is made.

LAFAYETTE TIDES. Notice of Public Hearing. Monday, November 20 at 7:30 p.m. at the Marblehead Community Center, 10 Humphrey Street in the Senior Center Dining Room on the comprehensive permit application submitted by 485 Lafayette Street Acquisitions LLC for the construction of Lafayette Tides, a 44 condominium unit development at 485 Lafayette Street.

RESIGNATION. Marblehead Cultural Council. Letter of resignation from Patricia Hanifey.

CONSTABLE – Civil Process. Applicant. Application received from David Scott Jackson, 7 Carol Road. Mr. Jackson to be invited for interview before a decision is made.

RETIREMENT BOARD. Budget. Receipt of annual 2007 budget from Matthew P. Barrett, Administrator, Retirement Board pursuant to M.G.L. Chapter 32, Section 22.

TRAFFIC AND SAFETY. Humphrey Maple and Tedesco Streets. Letter from Derek Norcross, 3 Longview Drive expressing concern over recent changes to signage at this intersection. Motion made and seconded to refer the letter to Police Chief Carney for review and correction of signage without the need to return to the Selectmen for further consideration, All in favor.

EXECUTIVE SESSION. Motion made and seconded to go into Executive Session to discuss pending litigation, 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, the Board voted as follows: Mr. Nye, in favor; Mrs. Belf-Becker, in favor; Mrs. Jacobi, in favor; and Mr. Shribman, in favor. Meeting adjourned at 9:11 p.m.

Ursula M. Kretschman
Administrative Aide