

BOARD OF SELECTMEN

MINUTES

December 12, 2018

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
Harry C. Christensen, Jr.
M. C. Moses Grader
Judith R. Jacobi
James E. Nye

Jason Silva, Town Administrator

MINUTES. Motion made and seconded to approve the minutes from November 14, 2018. All in favor. Motion made and seconded to approve the minutes from November 20, 2018. All in favor. Motion made and seconded to approve the minutes from December 4, 2018. 4 voted in favor. Mr. Nye voted present.

MARBLEHEAD CULTURAL COUNCIL. Interview. Appointment. Dr. Howard Rosenkranzt, 203 Humphrey Street, appeared before the Board, as it relates to serving on the Marblehead Cultural Council. Motion made and seconded to appoint Dr. Howard Rosenkranzt to the Marblehead Cultural Council with a term to expire in May 2021. All in favor.

LICENSING. 2019. Renewals for Businesses in the town of Marblehead. Motion made and seconded to renew the following **Lodging House Licenses**, subject to all taxes and fees to the Town being paid and receipt of all applicable departmental approvals:

Harbor Light Inn
54 Washington Street
Manager: Peter Conway

Harbor Light Inn
58 Washington Street
Manager: Peter Conway

Marblehead Inn
264 Pleasant Street
Manager: Richard Cooper
All in favor.

Motion made and seconded to renew the following **Entertainment Licenses, except those on HOLD**, subject to all taxes and fees to the Town being paid and receipt of all applicable departmental approvals:

Boston Yacht Club
One Front Street
Manager: Brian Pelland

Casa Corona
33 Smith Street
Manager: Jose Bracamontes

Corinthian Yacht Club
One Nahant Street
Manager: David H. Titus

Eastern Yacht Club
47 Foster Street
Manager: Jeff Wargo

Gerry No.5, V. F. A., Inc.
240 Beacon Street
Manager: Art Dodge

Headers Club
62 Pleasant Street
Manager: Dincer Ulutas

The Barrelman
259 Washington Street
Manager: Benjamin Newman

Fen Yang
40A Atlantic Avenue
Manager: Ling Qin Chen

Harbor Light Inn
58 Washington Street
Manager: Peter Conway

Imperial Mandarin
8 Bessom Street
Manager: Huabin Niu

Maddie's Sail Loft
15 State Street

Manager: Loretta Lang

Rip Tide Lounge
116 Pleasant Street
Manager: George Ciampa

Tedesco Country Club
154 Tedesco Street
Manager: Michael McGillicuddy

Chaplain Lyman Rollins Post 2005, V. F. W.
321 West Shore Drive
Manager: Dennis O'Neill

The Landing **HOLD**
81 Front Street
Manager: Robert Simonelli

Terry's Olde Fashion Ice Cream
22 Atlantic Avenue
Manager: Carlos Rocha

Warwick Entertainment LLC
d/b/a Wicks
123 Pleasant Street
Manager: David Zion

Tevoc Inc., d/b/a Turtle Cove Bar and Grille
169 Pleasant Street
Manager: Gayle Colinet

Junji's
114 Pleasant Street
Manager: Chittra Suksomboon

Seaside Restaurant Group, LLC
d/b/a Three Cod Tavern
141 Pleasant Street
Manager: Minot Percy

La Sirena Café
146 Washington Street
Manager: Teresa Sirignano

Neck Run Café
105 Ocean Avenue

Manager: George Markos

All in favor.

Motion made and seconded to renew the following **Second Hand Dealers** licenses subject to all taxes and fees to the Town being paid and receipt of all applicable departmental approvals:

Carmen's Jewelry
164 Pleasant Street
Manager: Carmen Pugliese

Gold Bug
Atlantic Avenue
Manager: Suzanne Green

Lucky Elephant
231 Washington Street
Manager: Megan Holst

Madam Had'am
160 Washington Street
Manager: Cheryl Maguire

Lee Antiques
235 Washington Street
Manager: Jessica Lee

Flora Tailoring
183 Humphrey Street
Manager; Papazian Mkrititch

Michael A. Mentuck & Associates Inc.
100 Hoods Lane
Manager: Michael A. Mentuck

All in favor.

Motion made and seconded to renew the following **Automatic Amusement Device licenses**, subject to all taxes and fees to the Town being paid and receipt of all applicable departmental approvals:

Gerry No. 5, V. F. A., Inc.
240 Beacon Street
Manager: Art Dodge
For the following device:

Golden Tee Golf LIVE 2013 – Serial # 14-171380L

Maddie's Sail Loft
15 State Street
Manager: Loretta Lang
For a C.D. Player

Rip Tide Lounge
116 Pleasant Street
Manager: George Ciampa
For the following three (3) devices:
Dynamo Pool Table (Serial Number 53678)
3D Golf Video Game (Serial Number 17216)
CD Player by ROW AMI (Serial Number 4031277)

Chaplain Lyman Rollins Post 2005, V. F. W.
321 West Shore Drive - Manager: Dennis O'Neill
For the following five (5) video game devices:
Cherry '96 (Serial Number M2653)
Cherry '96 (Serial Number 8135)
Omega (Serial Number 6257)
Bugs Fever (Serial Number 7947)
Players Choice (Serial Number 9470)

La Sirena Café
146 Washington Street – Manager: Teresa Sirignano
Antique /Restored PackMan

All in favor.

Motion made and seconded to renew the following **Sunday Entertainment Licenses**, **except those on HOLD**, subject to all fees to the Town being paid and approval from the Commonwealth's Department of Public Safety for Sunday Entertainment:

Boston Yacht Club
One Front Street
Manager: Brian Pelland

Casa Corona
33 Smith Street
Manager: Jose Bracamontes

Corinthian Yacht Club
1 Nahant Street
Manager: David H. Titus

Eastern Yacht Club
47 Foster Street
Manager: Jeff Wargo

Tedesco Country Club
154 Tedesco Street
Manager: Michael McGillicuddy

The Barrelman
259 Washington St.
Manager: Benjamin Newman

Fen Yang
40A Atlantic Avenue
Manager: Ling Qin Chen

Junji's
114 Pleasant Street
Manager: Chittra Suksomboon

Maddie's Sail Loft Inc.
d/b/a/ Maddies Sail Loft
15 State Street
Manager: Loretta Lang

The New Marblehead Landing
d/b/a The Landing
81 Front Street
Manager: Robert Simonelli

HOLD

Rip Tide Lounge
116 Pleasant Street
Manager: George A. Ciampa

Gerry #5 Veteran Fireman Association, Inc.
240 Beacon Street
Manager: Art Dodge

Warwick Entertainment LLC
d/b/a Wicks
123 Pleasant Street
Manager: David Zion

Tevoc Inc.
d/b/a Turtle Cove Bar and Grille

Manager: Gayle Colinet

Chaplain Lyman Rollins Post 2005, V. F. W.
321 West Shore Drive
Manager: Dennis O'Neill

La Sirena Café
146 Washington Street
Manager: Teresa Sirignano

Neck Run Café
105 Ocean Avenue
Manager: George Markos

All in favor.

Motion made and seconded to renew the following Common Victualler licenses, **except those on HOLD**, subject to all taxes and fees to the Town being paid and receipt of all applicable departmental approvals:

Barrelman, 259 Washington Street – Manager: Benjamin Newman
Barnacle, 141 Front Street – Manager: Jay L. Sahagian
Blue Canoe Café, 14 School Street – Manager: Stephanie Mahoney
Café Italia, 10 School Street – Manager: Donna Oliviero
Café Vesuvius, 18 Bessom Street – Manager: Bart Freddo
Casa Corona, 33 Smith Street – Manager: Jose Bracamontes
Casa Mia, 261 Washington Street – Manager: Luigi Scalzi
Coffey Ice Cream, 118 Washington Street – Manager: Sheila Coffey
Driftwood Restaurant, 63 Front Street – Manager: Colleen Galvin
Dunkin' Donuts, 161 Pleasant Street – Manager: Claudio Santos
Eat Well Kitchen, 40 Atlantic Avenue – Manager: Susan Bergeron
Evans New York Style Deli, Humphrey Street – Manager: Evan Madoff
Fen Yang House II, 40A Atlantic Avenue – Manager: Ling Qin Chen
Fresca's Pizza and Pasta, Atlantic Ave – Manager: Marcos Santana
5 Corners Kitchen, 2-4 School Street – Manager: Barry Edelman
Haley's Wines & Spirits, 112 Washington Street – Manager: John Kelley
Howling Wolf, 87 Pleasant Street – Manager: Amy Jones
Imperial Mandarin, 165 Pleasant Street - Manager: Huabin Niu
Java Sun, 35 Atlantic Avenue – Manager: Cheryl A. Burke
Junji's, 114 Pleasant Street – Manager: Chittra Suksomboon
The Landing, 81 Front Street – Manger: Robert Simonelli **HOLD**
Le Bistro, One Atlantic Avenue – Manager: Salim Elouche
La Sirena Café, 146 Washington Street – Manager: Teresa Sirignano
Maddie's Sail Loft, 15 State Street – Manager: Loretta Lang
Manhattan Sandwich Company, 10 Bessom Street – Manager: Michael Goodman
Marblehead House of Pizza, 7 Atlantic Avenue – Manager: Dimitri Zachariadis

Mino's Roast Beef, 27 Atlantic Avenue -- Manager: Lec Noci
Muffin Shop, 126 Washington Street -- Manager: Celeste Capasso
Neck Run Café, 105 Ocean Avenue – Manager: George Markos
Rip-Tide Lounge, Inc., 116 Pleasant Street – Manager: George A. Ciampa
Romano's Pizzeria, 8 Bessom Street – Manager: Carmela Cardia
Shube's Liquors, 16 Atlantic Avenue – Manager: George Shube
Soall Bistro, 10 Bessom Street, Manager: Hoang Sa This Nguyen
Starbucks, 89 Pleasant Street – Manager: Miki Schach
Superfine Restaurant, 126 Washington Street – Manager: Matthew Gaudett
Turtle Cove Bar & Grille, 169 Pleasant Street – Manager: Gayle Colinet
Terry's Olde Fashion Ice Cream, 22 Atlantic Avenue – Manager: Carlos Rocha
Thaimarket Inc. 26 Hawkes Street, Manager: Tom Kanchananaga
The Mugford Eatery, LLC, 114 Washington St. Manager: Erica Ayube
Three Cod Tavern, 141 Pleasant Street, Manager: Minot Percy
Tony's Pizza, 1 School Street – Manager: Antonio Brogna
Village Roast Beef & Seafood, 6 Bessom Street. Manager: Enkelejda Gjorga
Warwick Entertainment LLC, 123 Pleasant Street, Manager: David Zion

All in favor

Motion made and seconded to renew the following **All-Alcoholic Package Store Licenses**, subject to all taxes and fees to the Town being paid and receipt of all applicable departmental approvals:

Central Plaza Liquors, Inc.
d/b/a Beach Bluff Liquors
260 Humphrey Street
Manager: Jagdish Patel

Beacon Hill Import Co., Inc.
Woodfin Terrace
Manager: Peter C. Brown

Haley's Wine and Spirits
116 Washington Street
Manager: John Kelley

DJ Colbert, Inc.
d/b/a Shubie's Liquor Store
16 Atlantic Avenue
Manager: George H. Shube

D N Liquors Corp.
d/b/a Village Liquors
22 Bessom Street
Manager: Thanhtram T. Nyugen

On a polled vote the Board voted as follows: Mr. Grader, in favor; Mr. Christensen, in favor; Mrs. Jacobi, in favor; Mr. Nye, in favor; Mrs. Belf-Becker, in favor.

Motion made and seconded to renew the following **Wine and Malt-Package Store Licenses**, subject to all taxes and fees to the Town being paid and receipt of all applicable departmental approvals:

Crosby's Market
118 Washington Street
Manager: Theresa Clancy

Little Harbor Lobster Co.
3 Beacon Street
Laura O'Keefe

Bapa Convenience Inc.
d/b/a Richdale of Marblehead
29 Smith Street
Parth Patel

On a polled vote the Board voted as follows: Mr. Grader, in favor; Mr. Christensen, in favor; Mrs. Jacobi, in favor; Mr. Nye, in favor; Mrs. Belf-Becker, in favor.

Motion made and seconded to renew the following **Alcoholic Beverage Licenses**, except those on HOLD, subject to all taxes and fees to the Town being paid, receipt of all applicable departmental approvals, *a valid Certificate of Inspection for 2018-2019, a Certificate of Occupancy as appropriate* and compliance with Chapter 304 of the Acts of 2004:

All-Alcoholic Common Victualler Licenses

Barnacle Corporation
141 Front Street
Manager: Jay H. Sahagian

Café Italia of Marblehead, Inc.
d/b/a Café Italia
10 School Street
Manager: Donna Oliviero

Casa Mia
261 Washington Street
Manager: Luigi Scalzi

Fen Yang Restaurant Inc.
d/b/a Fen Yang House II

40A Atlantic Avenue
Manager: Ling Qin Chen

Food at Five, LLC
d/b/a 5 Corners Kitchen
2-4 School Street
Manager: Barry Edelman

257 Washington Street
d/b/a The Barrelman
257- 259 Washington St.
Manager: Benjamin Newman

Zhu & Chen Inc.
d/b/a/ Imperial Mandarin
Village Plaza I
Manager: Huabin Niu

Maddie's Sail Loft Inc.
d/b/a/ Maddies Sail Loft
15 State Street
Manager: Loretta Lang

The New Marblehead Landing
d/b/a The Landing
81 Front Street
Manager: Robert Simonelli

Rip Tide Lounge
116 Pleasant Street
Manager: George A. Ciampa

Seaside Restaurant Group, LLC
d/b/a Three Cod Tavern
141 Pleasant Street
Manager: Minot Percy

Two Apostles and a Saint LLC
d/b/a Superfine Restaurant
126 Washington Street
Manager: Matthew Gaudet

Tevoc, Inc.
d/b/a Turtle Cove Bar and Grille
169 Pleasant Street
Manager: Gayle Colinet

Tulemex, Inc.
d/b/a Casa Corona
33 Smith Street
Manager: Jose Brancamontes

Warwick Entertainment LLC
d/b/a WICKS
123 Pleasant Street
Manager: David Zion

Wine and Malt-W/ Cordials Common Victualler Licenses

Kitsen Table Inc.
d/b/a Soall Bistro
9 Bessom Street
Manager: Hoang Sa This Nguyen

T & A Food Establishment, Inc.
d/b/a Le Bistro Café & Grill
One Atlantic Avenue
Manager: Salim Elouch

Junji's
114 Pleasant Street
Manager: Chittra Suksomboon

Thai Market Inc.
d/b/a Thai Market
26 Hawkes Street
Manager: Tom Kanchananaga

Wine and Malt w/Cordials Innholders License,

Peter Conway
d/b/a Harbor Light Inn
58 Washington Street
Manager: Peter Conway

All-Alcoholic Club Licenses

Boston Yacht Club
One Front Street
Manager: Brian Pelland

Corinthian Yacht Club
1 Nahant Street

Manager: David H. Titus

Tedesco Country Club
154 Tedesco Street
Manager: Michael McGillicuddy

Eastern Yacht Club
47 Foster Street
Manager: Jeff Wargo

All-Alcoholic Fraternal Club Licenses

Gerry #5 Veteran Fireman Association, Inc.
240 Beacon Street
Manager: Art Dodge

Header's Club, Inc.
62 Pleasant Street
Manager: Dincer Ulutas

All-Alcoholic Veterans Club License

Chaplain Lyman Rollins Post
d/b/a 2005 Veterans of Foreign War Inc.
321 West Shore Drive
Manager: Dennis O'Neill

Farmer Series Pouring Permit

Marblehead Brewing Co., LLC
d/b/a Marblehead Brewing Co.
124 Pleasant Street
Manager: Tracy M. A. Stockton

On a polled vote the Board voted as follows: Mr. Grader, in favor; Mr. Christensen, in favor; Mrs. Jacobi, in favor; Mr. Nye, in favor; Mrs. Belf-Becker, in favor.

Motion made and seconded to renew the **Carry-In Alcoholic Beverage License**, subject to all taxes and fees to the Town being paid and receipt of all applicable departmental approvals:

La Sirena Cafe
146 Washington Street
Manager: Teresa Sirignano

On a polled vote the Board voted as follows: Mr. Grader, in favor; Mr. Christensen, in favor; Mrs. Jacobi, in favor; Mr. Nye, in favor; Mrs. Belf-Becker, in favor.

Motion made and seconded to renew the following **Movie Theatre License**, subject to all taxes and fees to the Town being paid and receipt of all applicable departmental approvals:

Warwick Entertainment LLC
123 Pleasant Street
Managing Member: David Zion

All in favor.

VOTES PLACED ON HOLD. Motion made and seconded to renew the following **Entertainment License** subject to all taxes and fees to the Town being paid and receipt of all applicable departmental approvals:

The Landing
81 Front Street
Manager: Robert Simonelli
4 voted in favor. Mr. Christensen voted present.

Motion made and seconded to renew the following **Sunday Entertainment License** subject to all fees to the Town being paid and approval from the Commonwealth's Department of Public Safety for Sunday Entertainment:

The New Marblehead Landing
d/b/a The Landing
81 Front Street
Manager: Robert Simonelli
4 voted in favor. Mr. Christensen voted present.

Motion made and seconded to renew the following **Common Victualler Licenses** subject to all taxes and fees to the Town being paid and receipt of all applicable departmental approvals:

The Landing, 81 Front Street – Manager: Robert Simonelli
4 voted in favor. Mr. Christensen voted present.

Motion made and seconded to renew the following **Alcoholic Beverage License** subject to all taxes and fees to the Town being paid, receipt of all applicable departmental approvals, a valid Certificate of Inspection for 2018-2019, a Certificate of Occupancy as appropriate and compliance with Chapter 304 of the Acts of 2004:

The New Marblehead Landing
d/b/a The Landing
81 Front Street
Manager: Robert Simonelli

Mr. Grader, in favor; Mr. Christensen, present; Mrs. Jacobi, in favor; Mr. Nye, in favor; Mrs. Belf-Becker, in favor.

LICENSING. New Year's Eve. Extended Business Hours. Motion made and seconded to allow restaurants in the Town of Marblehead to remain open for business on Tuesday, January 1, 2019 until 1:00 a.m., at their discretion. All in favor.

OVERNIGHT PARKING BAN. Temporary Modified Time. Motion made and seconded to modify the start of the parking ban on Tuesday, January 1, 2019 from 12:00 midnight to 2:00 a.m. All in favor.

OLD TOWN HOUSE. Permission to Use. Marblehead Historical Commission. Motion made and seconded to approve the request from Chris Johnston, Marblehead Historical Commission, to use the Old Town House for an exhibit on Marblehead History, May 20, 2019 to mid-June 2019, subject to the usual rules, regulations and availability, and to have the Town Administrator review and coordinate the details for the event with Mr. Johnson. All in favor.

SURPLUS EQUIPMENT. Motion made and seconded to declare the following items surplus and no longer need for municipal purpose and available for disposition in accordance with MGL Chapter 30B and the Town's policy on surplus equipment:

- Wurlitzer Model 4500 Organ w/ Multi-Matic Percussion
- 1 Player Piano
- 10 Rolls protective floor covering
- 1 small wooden podium
- 1 metal L-shaped desk
- Satellite 2000 Radio/Cassette Player
- Typewriter w/Stand
- 1 Large Steel desk
- 1 Large Wooden Desk
- Assorted File Cabinets
- 2 Computer Desks
- 1 Ariens Snowblower
- Assorted Steel case furniture including work surfaces, electrical connections and hanging file boxes
- 3M BF5000 Document Camera
- 4 blue cloth chairs
- 3 gray metal and cloth chairs

All in favor.

HEARING. Dangerous Dog. The Town Administrator advised the Board that a public hearing on a dangerous dog(s) was held on Monday, November 19, 2018 at 4:00 pm, in accordance with Mass General Laws, Chapter 140, section 157, to determine if the dog residing at 59 Humphrey Street is a nuisance dog or dangerous dog. Betsy Cruger, Animal Control Officer, was present at the hearing. Testimony was heard from the

Animal Control Officer and from Mark Lausier and Gene Arnold. Letters of support from Joanne McElhenney, Veronica Hobson and Brian Stephens were submitted by Timothy Bradl, Counsel for the dog owners and read into the record. Based upon the evidence presented and the recommendations of the Animal Control Officer, the Town Administrator recommends that the Board of Selectmen approve the following conditions to be imposed on Sassy, the dog residing at 59 Humphrey Street:

1. When removed from the premises, Sassy be securely and humanely muzzled and restrained with a leash that meets Mass General Laws criteria “chain or tethering device with a minimum tensile strength of 300 lbs., not to exceed 3 feet in length”;
2. The owner of Sassy shall provide proof of insurance in accordance with Mass General Law, in an amount of no less than \$100,000, insuring the owner against any claim, loss, damage or injury to persons, pets or property resulting from the acts, whether intentional or unintentional of the dog, or that proof of reasonable efforts to obtain such insurance were made, if a policy has not been issued;
3. The owner provide information by which Sassy can be identified for the rest of her life, including but not limited to photos, a microchip and a vet examination
4. Sassy is NOT to be walked with any other dogs.

Motion made and seconded to approve the recommendations as presented and to notify the dog’s owner in writing. All in favor.

CONTRACT. Grace Oliver’s Seawall. Amend. Motion made and seconded to amend the contract between the town of Marblehead and T Ford of Georgetown, MA for the Grace Oliver’s Seawall Repair project by reducing the contract amount by four thousand three hundred dollars (\$4300.00) and authorize the Chair to sign the change order on behalf of the Board. All in favor.

CONTRACT. Fort Sewall Revetment. Motion made and seconded to award the contract for Fort Sewall revetment project to Northshore Marine of Salem, MA in the amount of sixty seven thousand eight hundred and twenty dollars (\$67,820.00) and authorize the Chair to sign the contract on behalf of the Board. All in favor.

CONTRACT. DPW Roof. Motion made and seconded to award the contract for the DPW garage roof project to Sontz Roofing of Lynn MA in the amount of nineteen thousand three hundred dollars (\$19,300.00) and authorize the Chair to sign on behalf of the Board. All in favor.

FORT SEWALL OVERSIGHT COMMITTEE. Letter of Support. Motion made and seconded to send a letter to the Massachusetts Cultural Council in support of the Fort Sewall Oversight Committee (FSOC) application for funding through the Mass Cultural Council Facilities Grant Program to support the renovation and restoration of Fort Sewall. All in favor.

CHRISTMAS TREE BURNING / REMOVAL. Christmas Trees will be picked up at the curbside from Wednesday, December 26, 2018 through Friday, January 4, 2019 and will be placed at Riverhead Beach for the community bonfire on Sunday, January 6, 2019. The Christmas tree pile will be set alight at 6:00 p.m. Residents are invited to attend this community event on January 6, 2019. Christmas Trees will continue to be picked up curbside after January 4, 2019 until January 11, 2019. After January 11, 2019 residents should bring trees to the town's transfer station for proper disposal. All trees left curbside for pick up from December 26, 2018 until January 11, 2019 must have all lights, ornaments, and stands removed and not be in plastic bags. Any tree not meeting these requirements will not be picked up. In addition, holiday wreaths, roping and garland will not be picked up.

APPRECIATION. First Responders. A letter was received from Clark Heintz, Bow, New Hampshire, thanking the First Responders including Fire, Police and Ambulance, for their very prompt and professional care provided to his family after a motor vehicle accident.

HARBORS & WATERS. Resignation. A letter of resignation was received from Rick Williams notifying the Board of his resignation from the Harbors & Waters Board. Motion made and seconded to accept with regret and send a letter of appreciation to him. All in favor. The Board will receive letters of interest from anyone wishing to serve on the Harbors & Waters Board, alternate members. Deadline to submit letters is Friday, January 18, 2019. The Board will interview all applicants on Wednesday, January 23, 2018 at 7:30 pm at Abbot Hall.

LICENSING. Carry-In Beverage License. A letter was received from Marcos Santana, Fresca Pizza and Pasta, 50 Atlantic Avenue, seeking a Carry-In Beverage License. A public hearing on this application will be held on January 9, 2019 at 7:30 pm at Abbot Hall.

SELECTMENS MEETINGS. The Board of Selectmen will hold their regular meetings in January on January 9 and 23, 2019 at 7:30 p.m.

STATE OF THE TOWN. The Board of Selectmen will hold the State of the Town Meeting on Wednesday, January 23, 2018 at 6:30 p.m. at Abbot Hall, 188 Washington Street.

WINTER PARKING BAN. The winter parking ban is now in effect and will continue until April 15, 2019. No parking is allowed on any street for a period of time longer than one (1) hour between the hours of midnight and 7:00 a.m. This information has been posted on the Town's website, www.marblehead.org, at the entrances to Town, on MHTV and in all local newspapers.

FEDERAL COMMUNICATIONS COMMISSION. Further Notice of Proposed Rulemaking (FNPRM). Motion made and seconded to send a letter to the Federal Communications Commission opposing the *Further Notice of Proposed Rulemaking (FNPRM)* which proposes to allow cable companies to deduct the fair market value for a wide range of public benefits from their franchise fee obligations, namely public, educational and government (PEG) channel capacity transmission. All in favor.

CONDOLENCE. Motion made and seconded to send a letter of condolence to the family of President H. W. Bush. All in favor.

Motion made and seconded to adjourn at 8:20 p.m. All in favor.

Kyle A. Wiley
Administrative Aide