

## **BOARD OF SELECTMEN**

### **MINUTES**

**May 26, 2010**

Board met in session at 7:30 p.m. in the Selectmen's Meeting Room at Abbot Hall.

Present (constituting a quorum):

James E. Nye, Chairman  
Jackie Belf-Becker  
Judith R. Jacobi  
T. Michael Rockett  
William L. Woodfin, II

Anthony M. Sasso, Town Administrator

**MINUTES.** Motion made and seconded to approve the minutes from May 12, 2010. All in favor.

**VETERANS' AGENT.** David C. Rodgers, Veterans' Agent, appeared before the Board to announce the Memorial Day Weekend schedule which is as follows: Saturday, May 29<sup>th</sup> 11:00 a.m. – Grave flagging at Waterside Cemetery, meet at the Bell Tower. Sunday, May 30<sup>th</sup> 1:00 p.m. Veterans service at Star of the Sea Cemetery, Monday, May 31<sup>st</sup> Memorial Day, 8:00 a.m. – Clark Landing Service, 9:00 a.m. main parade begins and continues to Waterside Cemetery. Guest Speakers at Waterside Cemetery will be Don Nowland, West Point Graduate and retired Col. in the Army and Steven Mitchell, Petty Officer, 1<sup>st</sup> Class, US Navy. Grand Marshall of the parade will be Robert Glabicky, US Army, Korea. Trolley service will be available from the VFW at 7:30am for all Veterans who may need assistance to participate in the activities. The VFW will be providing lunch after the ceremony. The public is invited and encouraged to attend all ceremonies.

**LEAVITT AWARD. Independent Living Center of the North Shore & Cape Ann, Inc.** Lloyd Caswell, 101 Farrell Court, appeared before the Selectmen. Lloyd was recently honored by the Independent Living Center of the North Shore & Cape Ann, Inc. at the 23<sup>rd</sup> Annual Legislative Breakfast held on May 14, 2010. Lloyd received the prestigious Leavitt Award, given to an individual with a disability who by his actions and accomplishments has done the most to promote the ideals of independent living. Lloyd thanked Mary Levine, Co-chair Disabilities Committee, for nominating him and the Board of Selectmen for their continued support throughout the years.

**RESERVE FUND TRANSFER. Highway.** Motion made and seconded to authorize Town Administrator Anthony M. Sasso to appear before the Finance Committee to request the transfer of the sum of \$3,000.00 from the Reserve Fund in accordance with Chapter 40, Section 6 of the Massachusetts General Laws for Highway Expenses. All in favor.

**CONTRACT. Abbot Hall. Vote.** Motion made and seconded to award a contract to Stevenson services of Bristol Connecticut for the repair and replacement of windows at Abbot Hall in the amount of twelve thousand seven hundred and thirty one dollars (\$12,731.00) to be paid for by the Historical Commission and authorize the Chairman to sign on behalf of the Board. All in favor.

**PERMISSION. Salem YMCA Witch City Triathlon.** Motion made and seconded to approve the request from Elizabeth Schultz, Salem YMCA, to hold their Annual Witch City Triathlon on Sunday, August 8, 2010 from 7:00 a.m. - 11:00 a.m. subject to approval from the Marblehead Police and Fire Departments and receipt of the required Certificate of Insurance. The event begins with a swim at Forest River Park at 7:00 a.m. followed by a bicycle race through Marblehead, entering on Lafayette Street to Pleasant Street to Ocean Street and then three times around Marblehead Neck returning via Ocean Avenue to Pleasant Street, Lafayette Street back to Forest River Park. The run will occur on the bicycle trail beginning in Salem off Lafayette Street. All in favor.

**OLD TOWN HOUSE. Polling Location. Accessibility Compliance.** Robin Michaud, Town Clerk, appeared before the Selectmen to advise them that she has been notified by the Commonwealth that the Old Town House no longer meets the requirements of 950 CMR § 51.00 as a polling location. The Town Clerk's recommendation to the Board is to move Precinct 1 to the Community Center for the upcoming Special Election on June 15, 2010. Voters in Precinct 1 need to be notified 10 days prior to the election of the change in polling location. After discussion with the Board motion made and seconded to have Town Counsel seek a waiver from the Commonwealth to hold the Special Election on June 15, 2010 at the Old Town House and to then determine how to make the Old Town House accessible for future elections. 1 voted in favor. 4 voted opposed. After discussion motion made and seconded to move Precinct 1 to the Community Center for the June 15, 2010 Elections and to have Town Counsel look into the waiver process. All in favor.

**SISTER CITY LIAISON. Grasse, France.** Appearing before the Board: Myriam Zuber, 10 Village Street, Sister City Liaison, Wendy Soucy, Marblehead High School Lead Teacher-Foreign Language, MHS Students, Sophie Katzman and Seth Jalbert. Ms. Zuber expressed her thanks to the Board and her committee members for their work and support on the reactivation of the Sister City Partnership between Marblehead and Grasse, France. Ms. Zuber noted that the delegation from Grasse was deeply moved and appreciative to the Town throughout the events held on May 20- 22, 2010. Wendy Soucy took the opportunity to integrate the reactivation program into her French classes at the High School, initiating a very successful "pen pal" program with students in Grasse. Sophie Katzman and Seth Jalbert further pursued their interest and did their Senior Projects on Grasse. Sophie worked with French students and designed a poster board presentation of stories and poems based on what they learned of Admiral de Grasse and the Marquis de Lafayette. Seth Jalbert created a painting depicting Admiral de Grasse and General Washington overlooking overlapping scenes from Marblehead and Grasse. Motion made and seconded to send a letter of thanks to the Sister City Committee for preparing a wonderful program of events for the Town. All in favor. Motion made and seconded to send a letter of thanks to the Senator-Mayor Jean-Pierre Leleux, for his gift, a book entitled "Perfume,

A Global History”. All in favor. Motion made and seconded to give the book to the Abbot Public Library to be placed in the Marblehead Room. All in favor.

**PERMISSION. Rotary Club of Marblehead. Great Race.** Motion made and seconded to approve the request from Julie Livingston, Rotary Club of Marblehead, to hold the Rotary Great Race on Saturday, September 18, 2010 from 10:00 a.m. – 2:00 p.m. subject to approval from the Marblehead Police, Fire and Recreation and Parks Department and receipt of the required Certificate of Insurance. The race starts and ends at Devereux Beach and consists of both a Walk and Water Race. All in favor.

**EXECUTIVE SESSION MINUTES.** Motion made and seconded on advice from Assistant Town Council Lisa Mead, after her review of our executive session minutes, the Board shall make public the following Board of Selectmen Executive Session minutes: Calendar Year 2008: November 12; Calendar Year 2009: May 27, June 24, July 22, December 9; Calendar Year 2010: April 6. All in favor.

**PERMISSION. Blocking Street. Atlantic Avenue.** Motion made and seconded to table the request from Harold Kokinos, Operations Manager for Carolyn and Peter Lynch, to block parking on both sides of Atlantic Avenue in front of the Star of the Sea Church on Saturday, July 17, 2010 from 3:00 p.m. – 7:30 p.m. and to ask the Town Administrator review other options and report back to the Board. All in favor.

**PERMISSION. Spirit of '76. Marblehead Veterans Middle School.** Motion made and seconded to approve the request from Libby Moore, Principal, Marblehead Veterans Middle School, to reproduce the Spirit of '76 on the students “passport” for the “Grade 8 Amazing Race – Destination: Historic Marblehead” scheduled for June 15, 2010 and to reproduce the painting in the 2010 Yearbook for the event. All in favor.

**PERMISSION. Moving Truck. Mugford Street.** Motion made and seconded to approve the request from Brian Hitchcock to park a moving truck upon the sidewalk in front of 1 Mugford Street on June 1, 2010 for up to 3 hours and to restrict parking on the west side of the Old Town House during this time. All in favor.

**PERMISSION. Floating Hospital for Children. Annual Cycle for Life.** Motion made and seconded to approve the request from Catherine B. Squires to hold the 14<sup>th</sup> Annual Cycle for Life event on Saturday, September 11, 2010 from 9:00 a.m. – 1:30 p.m. subject to approval from the Marblehead Police and Fire Departments, receipt of the required Certificate of Insurance and seek permission from the Recreation and Parks Department to use Devereux Beach. The race begins and ends at Devereux Beach, travels through Salem, Beverly and Manchester by the Sea, continuing on to Ipswich and return to Marblehead. All in favor.

**PERMISSION. Block Party.** Motion made and seconded to approve the request from Laura and Steven Kurzrock, 4 Orchard Street, to close off Orchard Street, from the intersection of Orchard and Gallison Avenue to 6 Orchard Street, on Tuesday, June 8, 2010 for a High School Graduation Party from 1:00 p.m. – 6:00 p.m. with a rain date of June 9, 2010. All in favor.

**POLICE DEPARTMENT. Indemnification.** Motion made and seconded to indemnify Lt. Jonathan Lunt for injuries sustained while on duty May 17, 2010. All in favor.

**APPOINTED POSITIONS. Vacancies.** Chairman Nye read the following current list of vacancies on appointed boards, committees and commissions in Town:

**Affordable Housing Trust Fund – Term 1 year**

Vacancy, Finance Committee Representative

Vacancy, Fair Housing Committee Representative

Vacancy, At large

Vacancy, At large

**Cable Oversight Committee - Term 3 years**

Vacancy – term to expire 2013

**Council on Aging – Term 3 years**

2 Vacancies – terms to expire 2013

**Fence Viewer – Term 1 year**

Vacancy

**Finance Committee – Term 3 years**

1 Vacancy – term to expire 2011

1 Vacancy – term to expire 2012

**Historical Commission – Term 3 years**

Vacancy – term to expire 2013

**Logan Airport, Preferential Runway committee – Term 1 year**

Vacancy

**Marblehead Cultural Council – Term 3 years**

2 Vacancies – term to expire 2013

**Marblehead Forever Committee – Term 1 Year**

4 vacancies

**Sign Culler – Term 1 year**

Vacancy

**Taxation Aid Committee – Term 1 year**

Vacancy

**Zoning Board of Appeals – Term 5 years**

1 Vacancy – term to expire 2015

Alternate position: term 1 year

Vacancy

The Board is now accepting letters of interest to fill these vacancies. Please submit letters to the Board of Selectmen, Abbot Hall, 188 Washington Street, Marblehead, MA 01945.

**CLEAN WATER ACTION. Request.** Motion made and seconded to table the request from Lee Ketelsen, New England Director, to send a letter as it relates to two bills filed in the state legislature. All in favor.

**TRAFFIC AND SAFETY ADVISORY COMMITTEE. Lafayette Street.** Motion made and seconded to forward a letter from Marianne Ferrucci, 73 Lafayette Street, to the Traffic and Safety Advisory Committee for further review. All in favor.

**MARBELEHEAD CHAMBER OF COMMERCE. Banner Request.** Motion made and seconded to table the request from Ann Marie Casey, Executive Director, Chamber of Commerce, as it relates to an update on the status of the banner. All in favor.

**MARBLEHEAD FIREFIGHTERS LOCAL 2043. Invitation.** The annual 2010 Marblehead Firefighters Sunday Service will be held at Waterside Cemetery on June 13, 2010 at 9:00 a.m., rain or shine, at the Firefighter's Plot. Breakfast will be served immediately following the service at the Gerry 5. All are invited.

**APPLICANTS.** The following letters of interest were read into the record: Nathaniel Y. Walton, Finance Committee; Patricia Richwagon, Council on Aging; Bruce Krasker, Zoning Board of Appeals.

**ARBOR DAY FOUNDATION. Tree City USA.** The Arbor Day Foundation congratulates Marblehead on being named Tree City USA community for 2009 and celebrates the diligence the Town shows in improving the quality of life for the citizens of Marblehead by creating a healthier, more sustainable world for all. The Tree City USA program is sponsored in cooperation with the National Association of State Foresters and USDA Forest Service.

**DISCLOSURE – Chapter 268A.** T. Michael Rockett read his disclosure that is required by Chapter 268A Section 23B3 of MA General Laws.

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

Kyle A. Wiley  
Administrative Aide