

BOARD OF SELECTMEN

MINUTES

June 8, 2016

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.
Judith R. Jacobi
Bret T. Murray

John J. McGinn, Town Administrator

FIREFIGHTERS. Town Administrator, John McGinn, introduced the following newly appointed Firefighter/EMT's to the Board: Timothy Michaud, Liam Gilliland and Mark Tentindo. They will attend the Academy in July.

FIREWORKS COMMITTEE. 4th of July. Alexander Falk, 452 Atlantic Avenue, appeared before the Board as it relates to the annual July 4th Fireworks Display. The annual July 4th Fireworks and Harbor Illumination will take place on Monday, July 4, 2016. Harbor Illumination to start at 8:45 p.m. and fireworks at 9:00 p.m. Rain date is Tuesday, July 5, 2016. The Marblehead Fireworks Committee is an all-volunteer organization and the fireworks display is 100% privately funded. Donations may be sent to Abbot Hall, Selectmen's Office, 188 Washington Street. Please put "Fireworks" in the memo section. Marblehead Fireworks Hats are available this year. \$29 cash or checks. Available at Abbot Hall, Selectmen's Office. Donations are tax deductible.

FEMALE HUMANE SOCIETY. 200th Anniversary. Lee Weed and Judy O'Leary appeared before the Board to announce that it is the 200th Anniversary of the Female Humane Society. In celebration of the 200th Anniversary the Society commissioned Marblehead Historian Robert Booth to document the history of the organization and the times in which the Society's founders lived titled "The Women of Marblehead; A Women's History of Marblehead, Mass, in the 19th Century and of the Marblehead Female Humane Society and its Activities from 1816 Forward". The Board members were each presented with a copy of this book. The Society plans to hold lectures and a garden party over the coming months. The Society has been helping destitute Marbleheaders for over 200 years.

PUBLIC HEARING. LICENSING. All Alcoholic Beverage License. Alter Premises. Tulamex Inc. Ferdy Argueta, 38 Clark Road, Revere, appeared before the Board seeking permission to alter the premises on the current All Alcoholic Beverage License at Casa Corona, 33 Smith Street. No one spoke against or in favor of the applicant. Motion made and seconded to approve the application from Tulamex, Inc.

d/b/a Casa Corona, 33 Smith Street, Ferdy Argueta, Manager, to alter the premises on the current All Alcoholic Beverage License as presented, by adding 325 square feet increasing the seating capacity by 21, subject to approval from the ABCC, receipt of all required fees and department sign offs. On a polled vote the Board voted as follows: Mr. Christensen, in favor; Mrs. Jacobi, in favor; Mr. Murray, in favor; Mrs. Belf-Becker, in favor.

TOWN HISTORIAN. USS Manley. Resolution. Donald Doliber, Town Historian, appeared before the Board to discuss the request the Town received to support a resolution requesting the US Navy to name one of the new Arleigh Burke class destroyers after Commodore John Manley, Revolutionary War hero and patriot of Marblehead. Motion made and seconded to have the Town Historian prepare a resolution for the Board to sign. All in favor.

MINUTES. Motion made and seconded to approve the minutes from May 25, 2016. All in favor.

FESTIVAL OF ARTS. Street Festival. Motion made and seconded to approve the request from Maggie Raftus, Marblehead Festival of Arts, to hold the annual Street Festival on Sunday, July 3, 2016 from 12:00 noon – 4:00 p.m. subject to approval from Chief Picariello, receipt of the required Certificate of Insurance and police details. All in favor.

STREET CLOSINGS. 4th of July. Motion made and seconded, as recommended by Chief Picariello, to approve the following temporary street closures and traffic regulations as follows:

Festival of Arts Street Festival: Sunday, July 3, 2016 from 11:00 A.M. – 5:00 P.M.:

Washington Street is closed between Rockaway Street and State Street. NO PARKING allowed along Washington Street between Rockaway Street and State Street. Pleasant Street is closed between Rockaway Street and Washington Street. It is strongly recommended that anyone residing or conducting business in that area relocate their vehicles prior to 11:00 A.M. so as to not get blocked in.

Horribles Parade Monday, July 4, 2016 (rain date Sunday, July 10, 2016)

Beginning at 8:00 a.m. - School Street is closed between Pleasant Street and Atlantic Avenue for Parade registration. Beginning at 9:00 a.m. - Pleasant Street will be closed between Watson Street and Washington Street (South). Essex Street will be closed in its entirety during the staging and movement of the parade.

Fireworks Display Monday, July 4, 2016 (rain Date Tuesday, July 5, 2016)

Beginning at 7:00 p.m. Front Street is closed to all traffic and “No Parking” between Franklin Street and Fort Sewall Lane. Franklin Street becomes one way from Front Street to Washington Street. Washington Street becomes one way from Franklin Street to State Street. **After the Fireworks:** Traffic leaving the beach parking lots will merge with traffic leaving the neck and be allowed only a right or left hand turn at the intersection of Ocean and Atlantic Avenues. Front Street is closed at State Street to allow for pedestrian traffic along Front Street coming from Fort Sewall. State Street becomes one way from Front Street to Washington Street. All traffic from the area between State

Street and Franklin Street as well as Pond Street will be directed along Mugford Street and Green Street to West Shore Drive. Note that the MBTA route between the hours of 6:00 p.m. and 11:00 p.m. will follow the pre-designated snow route. All in favor.

MEMORANDUM OF UNDERSTANDING. Motion made and seconded to approve the Memorandum of Understanding between the Town and the Marblehead Municipal Employees Union and to authorize the Chair to sign on behalf of the Board. All in favor.

PARKING REGULATIONS. Orne Street. Motion made and seconded to make permanent, on the recommendation of Chief Picariello, the temporary parking regulations voted on March 30, 2016 as follows: “No parking on the southwest side of Orne Street beginning at the south west corner of Wadden Court for a distance of fifty feet (50) in a south westerly direction”. All in favor.

CURB CUTS. Proposed Policies. Public Hearing. Motion made and seconded to receive the following proposed curb cut regulations and hold a public hearing on June 22, 2016 at 7:30 p.m. on these regulations. This hearing will be held at Abbot Hall, 188 Washington Street, Selectmen’s Room. The proposed curb cut regulations are on file at the Selectmen’s Office, Abbot Hall.

Article IV Curb Cuts 255-13

The Board of Selectmen, or its designee, may approve requests for curb cuts on a right of way so long as the following standards are met:

- A.** Curb cuts shall not exceed twenty feet (20’) in width on each residential property.
- B.** Sidewalks shall continue level (2%) across the driveway curb cut.
- C.** Sidewalks and driveway aprons within the public way must be concrete or bituminous – no other material is permitted.
- D.** Driveway slopes must not exceed 8% within 15’ of the right of way.
- E.** Driveways shall be laid out to intersect the street as nearly as possible at right angles. No driveway shall intersect with any street at less than 60 degrees.
- F.** No curb cut shall be located in an area that would necessitate the removal of any public street tree.
- G.** No driveway shall be located in any front yard area which is the front of any yard area calculated from the two outermost front corners of the dwelling (not including any attached garage).
- H.** No curb cut shall be located in an area that would necessitate the relocation of any fire hydrant.
- I.** In business areas and outside of areas located within any single residence and expanded single residence zoning districts no curb cut shall be located to cause the elimination of on street parking space.
- J.** The Applicant shall receive all necessary zoning relief prior to applying for a Curb Cut permit.
- K.** Curb Cuts shall not be located within twenty feet (20’) of an intersection or crosswalk.
- L.** The proposed driveway shall not create undue safety hazards in the use

of the street or sidewalk by vehicular or pedestrian traffic as determined by the Board of Selectmen or its designee

M. The proposed driveway shall not impede the safe and efficient flow of traffic on the streets and sidewalks adjoining the property for which the driveway is proposed as determined by the Board of Selectmen or its designee.

N. The Applicant shall be responsible for the driveway construction which shall be undertaken by a contractor who shall provide the town with the proper certificate of insurance and who shall obtain a permit from Department of Public Works before any work is commenced.

255-14. The Board of Selectmen or its designee, may vary the requirements set forth in 255-13 above so long as the Applicant proves, to the reasonable satisfaction of the Board of Selectmen or its designee, that there will be no harm to public health and safety and there will be no reduction of on street parking. In no event will the Board of Selectmen or its designee waive the construction materials or methodology listed in items A-D above. All in favor.

ABBOT HALL. Permission to Use. Marblehead Museum. Motion made and seconded to approve the request from Pam Peterson, Marblehead Museum, to use Abbot Hall Auditorium on Thursday, October 13, 2016 from 5:00 p.m. – 10:00 p.m., for a public lecture entitled “Marblehead Photographs”, subject to the usual rules, fees and receipt of the required Certificate of Insurance and to waive the rental fee for this event. All in favor.

CONTRACT. Stramski Pier. Extend deadline. Motion made and seconded to amend the contract with North Shore Marine of Salem, MA for the Stramski Pier project by extending the date of the contract until June 30, 2016 and authorize the Chair to sign the change order on behalf of the Board. All in favor.

CONTRACT. Police Station Heating. Motion made and seconded to award the contract for the Police Station Heating Project to Byors and Sons Mechanical LLC of Marblehead, MA in the amount of twenty five thousand nine hundred and ninety five dollars (\$25,995.00) and authorize the Chair to sign the contract on behalf of the Board. All in favor.

CONTRACT. Abbot Public Library AC Compressor. Amend. Motion made and seconded to amend the contract with Boston Mechanical Systems of Stoughton, MA for the AC Compressor Project at Abbot Public Library by increasing the contract amount by one thousand five hundred and twenty three (\$1,523.00) and authorize the Chair to sign the change order on behalf of the Board. All in favor.

OLD TOWN HOUSE. Permission to Use. Friends of the Council on Aging. Motion made and seconded to approve the request from Pat Charbonnier, Chair, Friends of the Marblehead Council on Aging, to use the Old Town House on Saturday, September 17, 2016 from 3:00 p.m. – 8:00 p.m. and to serve complimentary wine subject to the usual rules, regulations, fees and receipt of the required Certificate of Insurance and Liquor

Liability Insurance and that no alcohol is stored on the premises overnight. The fee for this event shall be waived. All in favor.

PERMISSION. Ladders on the Public Way. Franklin Street. Motion made and seconded to approve the request from James Currier, Bonn Construction Co. Inc., to place ladders on the public way at 27 Franklin Street, for one day, June 22, 2016, weather permitting, subject to approval from Chief Picariello, OHDC Certificate of Appropriateness and receipt of the required Certificate of Insurance and a Police Detail. All in favor.

PERMISSION. Block Party. Hillcrest Road. Motion made and seconded to approve the request from Anna Skillings, 7 Hillcrest Road, to block Hillcrest Road, between #2 – 11, on Saturday, June 18, 2016 from 3:30 p.m. – 9:30 p.m. for their annual block party. All in favor.

PERMISSION. Block Party. Beacon Hill Road. Motion made and seconded to approve the request from Kristy McGrath, 9 Beacon Hill Road, to block Beacon Hill Road, #6-9, on Friday, June 10, 2016 from 6:00 p.m. – 9:00 p.m. for a block party. All in favor.

LETTER OF INTEREST. Disability Commission. A letter of interest was received from Debbie Essig to serve on the Disabilities Commission.

OVERRIDE VOTE. The Town will hold a Special Election on Tuesday, June 14, 2016. The Polls will be open 7:00AM – 8:00PM

VACANCIES. The following is a list of vacancies on Town Boards, Commissions and Committees. Anyone interested in serving on one of these Boards or Committees should submit a letter of interest to the Board of Selectmen, Abbot Hall, 188 Washington Street. Deadline to submit letters of interest is Wednesday, June 22, 2016 at 5:00 p.m. Dates for interviews shall be determined at a future meeting.

CONSERVATION COMMITTEE – Term 3 Years

- (1) Vacancy

COUNCIL ON AGING – Term: 3 years

- (1) Vacancy expire in 2019

FAIR HOUSING COMMITTEE – Term: 1 year

- Vacancy *(there is no limit)*

FENCE VIEWERS – Term: 1 year

- (2) Vacancies

FINANCE COMMITTEE – Term: 3 years

- (1) Vacancy Expires 2019

MARBLEHEAD CULTURAL COUNCIL – Term: 3 years

- (3) Vacancies Expires 2019
- (1) Vacancy Expires 2018
- (2) Vacancies Expires 2017

MARBLEHEAD DISABILITIES COMMISSION – Term 3 years

- (1) Vacancy Expires 2019
- (1) Vacancy Expires 2018

MBTA ADVISORY BOARD – Term: 1 year

- (1) Vacancy

OLD AND HISTORIC DISTRICTS COMMISSION– Term: 1 year

- (2) Vacancies - Alternate Position

OLD BURIAL HILL OVERSIGHT COMMITTEE – Term: 1 year

- (1) Vacancy

TASK FORCE AGAINST DISCRIMINATION – Term: 1 year

- (3) Vacancies

ABBOT PUBLIC LIBRARY. Board of Library Trustees. Vacancy. The Board of Selectmen and the Board of Trustees will receive letters of interest to fill this position. Letters on interest should be sent to: Jackie Belf-Becker, Chair, Board of Selectmen, Abbot Hall, 188 Washington Street or email wileyk@marblehead.org AND Phyllis Smith, Abbot Public Library Board of Trustees, 235 Pleasant Street or email rpsmitty@aol.com. Deadline to submit letters of interest is Friday, June 17, 2016 at 12:00 noon. Applicants will be interviewed in a joint meeting of the Board of Selectmen and Library Trustees on Wednesday, June 22, 2016 at 7:30 p.m. at Abbot Hall, 188 Washington Street.

CONDOLENCE. Motion made and seconded to send a letter of condolence to the family of Alice Thompkins. All in favor.

CONGRATULATIONS. Motion made and seconded to send a letter of appreciation to Alison Nieto, Finance Director, on receiving the Certificate of Achievement for Excellence in Financial Reporting for the Town's FY15 Comprehensive Annual Financial Report (CAFR) from the Government Finance Officers Association. This is the 12th year in a row the Town has received this award.

EXECUTIVE SESSION. Motion made and seconded to go into Executive Session under M.G.L. c. 30A §21(a)(3) for the purpose of conducting strategy with respect to litigation since the public discussion of the subject matter may have a detrimental effect on the position of the Town. Votes may be taken, and if they are, votes will be released at a time deemed appropriate by counsel. The Board will not reconvene in open session. On a polled vote the Board voted as follows: Mr. Murray, in favor; Mr. Christensen, in favor; Mrs. Jacobi, in favor; Mrs. Belf-Becker, in favor.

Adjourned to Executive Session at 8:15 p.m.

Kyle A. Wiley
Administrative Aide