

BOARD OF SELECTMEN  
MINUTES

June 14, 2006

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

Present (constituting a quorum):

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

Anthony M. Sasso, Town Administrator

**MINUTES.** Motion made and seconded to approve the minutes of May 24, 2006. All in favor.

**PERMISSION. Block Parties. Bowden Street. Mitchell Road. Glendale Road. Londonderry Road.**

Request submitted by Betsy Hancock, 20 Bowden Street to close Bowden Street from School to Reed streets on Saturday, July 1 from 3:00 pm to 10:00 pm for a block party. Motion made and seconded. All in favor.

Request submitted by Nate Burke, 7 Mitchell Road to close Mitchell Road on Saturday, June 24 from 4:00 p.m. to 8:00 p.m. for a block party. Motion made and seconded to approve. All in favor.

Request submitted by Andrew Tripodi, 25 Glendale Road to close Glendale Road (from Brook Rd. to Humphrey St.) on Sunday, July 2 (rain dates July 1 or 8) from 12:00 p.m. to 6:00 p.m. Motion made and seconded to approve. All in favor.

Request submitted by Jennifer Tapper, 8 Miles Standish Road to close Londonderry Street (from Miles Standish Road to Trinity Road) on Saturday, June 24 from 3:00 p.m. to 7:00 p.m. Motion made and seconded to approve. All in favor.

Request submitted by Carol Regan, 11A Cloutmans Lane to close Cloutmans Lane and Ocean Meadow on July 3 from 4:30 p.m. to 10:00 p.m. All in favor.

**LICENSING. Public Hearing. Transfer of All Alcoholic Beverages License as a Common Victualer. The Hurricane.**

Peter McMahon, the sole officer of The Hurricane Restaurant Inc. (the “Applicant”) was present with his attorney David M. Jacobsen in connection with his request for the transfer of an All Alcoholic Beverages as a Common Victualer License from Chaille, Inc., d/b/a The Hurricane, 259 Washington Street (the “Application”). Peter A. McMahon intends to serve as manager.

Motion made and seconded to approve the Applicant’s application for a common victualer’s license subject to the following conditions:

- 1) Executed Assignment of Lease;
- 2) completed Application for Certificate of Inspection in accordance with 780 CMR, Chapter 1 (6<sup>th</sup> Ed MSBC) and Chapter 304 of the Acts of 2004;
- 3) payment of applicable fees;
- 4) departmental sign-offs;
- 5) workers’ compensation insurance affidavit; and
- 6) proof of workers’ compensation insurance. All in favor.

Motion made and seconded to approve the transfer of an All Alcoholic Beverages as a common victualer license application subject to the following receipt of the following:

- 1) Executed Assignment of Lease;
- 2) completed Application for Certificate of Inspection in accordance with 780 CMR, Chapter 1 (6<sup>th</sup> Ed MSBC) and Chapter 304 of the Acts of 2004;
- 3) payment of applicable fees;
- 4) departmental sign-offs;
- 5) workers’ compensation insurance affidavit;
- 6) proof of workers’ compensation insurance; and
- 7) proof of tips training.

All to be received by the next Selectmen’s meeting on June 28, 2006.

On a polled vote the Selectmen voted as follows:

Nye in favor: Jacobi in favor: Belf-Becker in favor: Shribman in favor: Christensen in favor.

Motion made and seconded to approve Applicant’s application for an entertainment license for live music, jazz, easy listening and reggae during the following days and hours, *subject to no music being heard from the street and doors to the premises being closed*: Fridays and Saturdays 8:30 pm to 11:45 pm. Motion made and seconded to approve. All in favor.

**POLICE DEPARTMENT. Appointments.** Police Chief James Carney was present to recommend that Chad M. Collins and Charles D. Sinclair III be appointed as permanent full time police officers.

Charles Sinclair and Mr. Collins were interviewed. Motion made and seconded to appoint Charles D. Sinclair and Chad M. Collins as permanent full-time police officer, as of July 2, 2006. All in favor.

**TASK FORCE AGAINST DISCRIMINATION.** Interview. Isabel Katzman was interviewed in connection with a vacancy on the Task Force. Motion made and seconded to appoint Isabel Katzman to the Task Force against Discrimination for a term to expire May 2007. All in favor.

**PERMISSION. Road Race.** Request from Colleen Gibbs, Jewish Community Center of the North Shore's Recreation Director of Fitness and Wellness to hold a 10K road race and 1 mile children's run to begin and end at the Community Center, 4 Community Road on Sunday, September 17 from 9:00 a.m. to 11:00 a.m. Motion made and seconded subject to no permanent markings on the street and receipt of the requisite insurance. All in favor.

**CONSTABLE. Applicant.** Application for appointment as a constable for the Town of Marblehead from Ilya Kotov, 52 Stony Brook Road. Motion made and seconded to appoint Mr. Kotov as a constable for a term to expire May 2007. Subject to proper bond being filed in the Town Clerk's office. All in favor.

**PERMISSION. Use of Fort Sewall. Crocker Park. Devereux Beach. Abbot Hall Grounds and closure of part of Washington St.**

Letter of request from Greg Triplett, President Marblehead Festival of Arts for use of the following properties for the upcoming Arts Festival Activities:

June 25<sup>th</sup> - Fort Sewall 10:00 am to 8:00 pm --- Champagne Reception;  
June 30<sup>th</sup> to July 5<sup>th</sup> - Crocker Park --- Performing Arts;  
July 1<sup>st</sup> - Devereux Beach --- Sand and Kite Festival;  
July 1<sup>st</sup> & 2<sup>nd</sup> - Abbot Hall upper ground --- Artisans Market;  
July 2<sup>nd</sup> & 4<sup>th</sup> - Abbot Hall lower grounds --- Children's Festival and Boat Building; and  
July 4<sup>th</sup> - Washington Street from Abbot Hall through to the Old Town House 12 (noon) to 4:00 pm --- Street Festival. Motion made and seconded to approve subject to the receipt of the required insurance. All in favor.

**LICENSING One Day Liquor License.** Request from Sandra Ruscio, Jewish Community Center of the North Shore's Information Director for a one-day license to serve alcohol on Sunday, June 25 between the hours of 7:00 p.m. and 11:00 p.m. at the Community Center, 4 Community Road. Motion made and seconded to approve subject to the payment of the requisite fee. All in favor.

**PERMISSION. Use of Abbot Hall.** Request from Stephanie Moio, 195 Atlantic Avenue to use Abbot Hall for a wedding ceremony on Saturday, September 9, from 2:00 to 5:00 p.m. Motion made and seconded subject to the rules and regulations, fees and receipt of the requisite insurance. All in favor.

**RESERVE FUND TRANSFER. Engineering.** Motion made and seconded to authorize Town Engineer Douglas Saal to appear before the Finance Committee to request the transfer of the sum of \$105.55 from the Reserve Fund in accordance with Chapter 40, Section 6 of the Massachusetts General Laws for salaries. All in favor.

**TRAFFIC AND SAFETY. Elizabeth Road and Countryside Lane.** Letter from Edward Principe, Chairman of the Traffic and Safety Committee notifying that after review of the request previously made by Shelley Kamin and Christopher Raimo, 26 Countryside Lane that a stop sign be installed at the corner of Elizabeth Road and Countryside Lane that no action be taken.

Motion made and seconded to accept the recommendation of Traffic and Safety Committee. All in favor.

**PERMISSION. Banners and Sandwich Boards.**

Request of Roger Tufts, Interact Secretary to hang the “Hunter Craig, Buckle Up Marblehead” banner across Pleasant Street during the week of September 4. Motion made and seconded to approve subject to the receipt of the required certificate of insurance. All in favor.

Request of Gene Arnould, Managing Director of Marblehead Summer Jazz 2006 to place boards to advertise upcoming concerts. Motion made and seconded to approve the placement of the boards at the locations of Maple and Lafayette; Lafayette and Humphrey; Pleasant and Essex; Tedesco and Humphrey and Atlantic at Seaview during the weeks of July 31 and August 14, subject to the applicable rules and regulations. All in favor.

**CONSTABLE. Re- Appointment.** Application for re-appointment as a constable for the Town of Marblehead received from Gail Brown, 3 Peach Highlands. Motion made and seconded to re-appoint Ms. Brown for a term to expire May 2007 subject to the proper bond being filed with the Town Clerk. All in favor.

**SEWALL STUDY COMMITTEE** Motion made and seconded to request the Recreation, parks and Forestry Commission appoint a new member to replace Jeffrey Flynn on the Seawall Study Committee. All in favor.

**JULY 4<sup>TH</sup> FIREWORKS. Rain date.** Motion made and seconded to establish July 5 as the rain date for the Independence Day fireworks display. All in favor.

**PERMISSION. Staging. Atlantic Avenue.** Request from Steve Elliot & Sons to place staging at 6 Atlantic Avenue in connection with the installation of a roof. Motion made and seconded to approve through July 14, 2006 subject to proof of insurance and subject to all applicable safety regulations and authorize of the Town Administrator to extend as deemed necessary. All in favor.

**CONSERVATION COMMISSION. Applicant.** Letter from John G. VanDusen, 38 Pond St., expressing an interest in serving on the commission.

**PUBLIC HEARING. Northeast Gateway. Neptune LNG LLC Deepwater Port.** Notice received from the US Department of Home Land Security and US Coast Guard advising that public hearings are scheduled for June 21 in Salem and June 22 in Gloucester. Details on the hearings and submitting comments were included in the June 2 Federal Register Notice.

**COMCAST. New Area Representative.** Letter from Robert Travers, Manager of Government and Community Relations that as of June 1, Jason Whittet is the new community representative. Mr. Whittet may be reached at 978 927 5700 ext. 4428 or by mail to 12 Tozer Road, Beverly, MA 01915.

**MARBLEHEAD DISABILITIES COMMISSION. Commendation.** Letter from Dr. Patricia Sullivan and Mary Levine, Co-Chairpersons of the Commission requesting that Susan Roper, Chairman of the Commission be presented with a commendation for her service to the Town of Marblehead. Ms Roper is stepping down after ten years of service on the Commission. Motion made and seconded to issue such a commendation. All in favor.

**CHRIS PIPER MEMORIAL.** Saturday June 24, 2006 at Waterside Cemetery at 4:00 p.m. with a reception following the ceremony at the VFW.

**FINANCE COMMITTEE.** Motion made and seconded to remove Jack Buba's name from hold and not to reappoint him to the Finance Committee. 4 in favor 1 opposed.

**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; Mrs. Jacobi: in favor and Mr. Christensen: in favor.

Motion made and seconded to adjourn at 8:35 p.m. All in favor.

Rebecca Curran  
Town Planner