

**Town of
Marblehead
Special Town Meeting
Saturday, October 17, 2020
80 Atlantic Avenue, Our Lady Star of the Sea
Community Center, Rear Parking Lot**

**In accordance with chapter 92 of the Acts of 2020, section 7, the Board of Selectmen approved a reduction of the quorum
from 300 to 30 persons for this Special town**

With a reduced quorum met the Moderator called the 2020 Special Town Meeting to order at 9:00AM

Article 1 Articles in Numerical Order

Voted: That the articles be taken up in their numerical order.

Article 2 Reports of Town Officers and Committees

Voted: To receive the report of the Town Accountant, the reports of the Town Officers, and Special Committees.

Article 3 Assume Liability

Voted: That the Town will assume liability in the manner provided by Section 29 of Chapter 91 of the General Laws, for all damages that may be incurred by work to be performed by the Massachusetts Highway Department for the improvement, development, maintenance and protection of tidal and non- tidal rivers and streams, harbors, tidewaters, foreshores and shores along a public beach in accordance with section 11 of Chapter 91 of the General Laws and authorize the Selectmen to execute and deliver a bond of indemnity therefor to the Commonwealth.

Article 4 Accept Trust Property

Voted: That this article be indefinitely postponed

Article 5 Lease Town Property

Voted: That the Town Vote to authorize the appropriate Town Officers to let or lease such land, buildings or structures owned by the Town on such terms as they may determine.

Article 6 Contracts For More Than Three Years

Voted: That the Town will authorize the Board of Selectmen, Pursuant to G.L. c. 30B §12, to enter into contracts in the best interest of the Town in Excess of three(3) years but not more than ten (10) years

Article 7 Walls and Fences

Voted: That this article be indefinitely postponed

Article 8 Water and Sewer Commission Claims

Voted: To authorize the Water and Sewer Commission and the Board of Selectmen acting jointly to compromise any claims for damages or suits pending against the Town of Marblehead on account of acts which may have occurred during the construction of the water, sewer and storm water system.

Article 9 Transfer of funds to Special Education Stabilization Account

Voted: That this article be indefinitely postponed

Article 10 Unpaid Accounts

Voted: That the Town transfer the following amounts from the following Articles, Revolving Funds, Grants, Donation Funds, Trust Funds, or Article 25, of the May 2019 Annual Town Meeting - Expenses of Several Departments, to:

Item	069	Fire Expense	584.53
Item	013	Finance Expense	382.80
Item	155	Health Expense	145.00

Item	225	Energy Reserve	23,338.05
Item	101	School Expense	7,551.88
Item	736	11F Injury Leave Fund	297.00
Item	228	Sewer Expense	340.38
Item	232	Water Expense	340.38
Item	239	Harbor Expense	<u>201.40</u>
		Total	\$33,181.42

Article 11 Medicaid Reimbursement Money

Voted: That this article be indefinitely postponed

Article 12 Parking Tickets Increased Fee for Snow Emergency

Voted: That the Town vote to allow the Board of Selectmen to petition the General Court to amend Chapter 37 of the Acts of 2004 and allow the Board of Selectmen to establish fines related to parking violations during a snow emergency at no more than \$100.00 and if not paid within 21 days \$105.00

Article 13 End Overnight Parking Ban-Amendment

Vote: Not Approved

Article 13 End Overnight Parking Ban

Voted: That the Town request the Board of Selectmen remove the overnight parking ban and implement an emergency parking on an “as needed” basis instead with notifications such as, but not limited to, robo call, text/email, Town Website, or blue light notifications to signal when a temporary overnight parking ban will take place.

Article 14 Financial Assistance for Conservation

Voted: That the Town vote to authorize the Conservation Commission and other proper officers of the Town to apply for financial assistance from public and private sources to be expended by the Conservation Commission for the purchase of vacant land an any other purpose, authorized by Section 8C of Chapter 40 of the General Laws as amended, or to reimburse the Town for the sums of money expended for such purposes, or both.

Article 15 Ratification of Salary Bylaw

Voted: That this article be indefinitely postponed

Article 16 Library

Voted: That this article be indefinitely postponed

Article 17 Pumper Truck

Voted: That this article be indefinitely postponed

Article 18 Village/Vine/Pleasant Gift

Vote: That the Town authorize the Board of Selectmen accept as a gift the real property to be used for general municipal purposes under the custody and control of the Board of Selectmen and which is owned by JB Capital, Book 35181, Page 7 of the Essex South Registry of Deeds, located at 195 Pleasant Street, Town of Marblehead Assessors map 109 and lot 9 containing 1208 square feet +/- as generally shown on the sketch plan dated December 11, 2019 and which is on file with the Town Clerk; and further that the Board of Selectmen shall also be authorized to enter into all agreements and execute any and all instruments as may be necessary on behalf of The Town of Marblehead, to effect the receipt of said gift.

Article 19 Village/Vine/Pleasant Taking for Road Improvement

Counted Vote: 246 For 23 Against 2/3 Vote achieved

That the Town authorize the Board of Selectmen purchase, acquire or take by eminent domain, permanent and/or temporary easements in the parcels or portions of parcels of land located along Vine and Pleasant Streets as follows;

195 Pleasant Street 199 Pleasant Street

200 Pleasant Street	198 Pleasant Street
194 Pleasant Street	186-188 Pleasant Street
182 Pleasant Street	180 Pleasant Street
189 Pleasant Street	185 Pleasant Street
1 Vine Street	191 Pleasant Street
7 Vine Street	5 Vine Street

All more or less as shown on a plan dated December 11, 2019 titled “Marblehead Pleasant Street/Village Street/Vine Street, preliminary Right of Way Property Plan on file with the Town Clerk, the acquisition of said land having been determined to be necessary for the health and welfare of the inhabitants of Marblehead and to be used for Municipal purposes; and further authorize an appropriation from free cash in an amount not to exceed \$199,000.00 for said purchase or taking along with all associated legal and engineering costs necessary and for the miscellaneous improvements and incidental costs associated with the road improvement project.

Article 20 Reduction in Speed Limits

Voted: That the Town adopt the provisions of G.L. c. 90, §17C to allow the Board of Selectmen to set speed limits of 25 mph in all areas in Town, unless otherwise posted, defined by state law as “thickly settled or business districts” which are not on a state highway, and further vote to adopt the provisions of G.L. c. 90, §18B to allow the Board of Selectmen to establish 20 mph Safety Zones in certain areas in Town.

Article 21 Council on Aging – Reducing Number of Board Members from 9 to 7

Voted: To amend the Town of Marblehead General By-Laws Chapter 24-12 by reducing the number of members from 9 to 7 as follows (Underline new ~~striketrough~~ removed):

“Upon acceptance of this By-Law the Board of Selectmen shall appoint the Council on Aging consisting of ~~nine~~ seven members.” or take any action relative thereto.

Article 22 Hotel Tax

Voted: That this article be indefinitely postponed

Article 23 Meals Tax

Voted: That this article be indefinitely postponed

Article 24 Land Acquisition 45-49 Pleasant Street

Voted: That this article be indefinitely postponed

Article 25 Leaf Blowers

Counted Vote for Indefinite Postponement: 120 In Favor 111 Against

That this Article be indefinitely postponed

Article 26 Demolition by Neglect

Voted: That this Article be indefinitely postponed

Article 27 Amend Old and Historic Bylaws

Voted: That this Article be indefinitely postponed

Article 28 Amend Provisions for Certificates of Appropriateness for the Old Historic District Commission.

Voted: That this Article be indefinitely postponed

Article 29 Sustainable Marblehead Greenhouse Gas Emissions

Voted: That this Article be indefinitely postponed

Article 30 Sustainability Coordinator

Voted: That this Article be indefinitely postponed

Article 31 Stabilization Account

Unanimously Voted: That the Town Accept the provisions of G.L. c. 40 §5B and establish a General Stabilization Fund

Article 32 Security Required for Certain Contracts

Voted: The Town amend Chapter 63 Finance and Contracts of the Town of Marblehead General Bylaws, Paragraph 63-5 – Security required for certain contracts, *which presently reads*; “Unless otherwise waived by Town Counsel, every contract exceeding the sum of \$10,000.00, except contracts for the purchase of motor vehicles for less than \$50,000.00, shall be accompanied by security, by bond or otherwise, conditioned upon the faithful performance of the same.” *By striking the paragraph in its entirety.*

Article 33 Deed Restriction Pickett House

Unanimously Voted: To authorize the Board of Selectmen to enter into an affordable housing restriction and any other related documents for the property located at 10 Franklin Street, a/k/a “The Pickett House”, in order that the property may be included on the Town’s subsidized housing inventory.

Article 34 Amend Bylaw, Signs

Voted: That this Article be indefinitely postponed

Article 35 Supplemental Appropriation for the Schools

Voted: That this Article be indefinitely postponed

Article 36 Supplemental Expenses of Several Departments

Voted: That this Article be indefinitely postponed

At 10:48AM the Moderator Dissolved the 2020 Special Town Meeting