

BOARD OF SELECTMEN

Tuesday, June 30, 2015

A meeting of the Board of Selectmen was held at 7pm on Tuesday, June 30, 2015 with four selectpersons, the Town Administrator and the Asst. Town Administrator, Chairperson Battistelli was absent; Selectperson Wilkinson arrived late.

7:00 Meeting Called to Order

Pledge of Allegiance and Moment of Silence

7:15 National Grid/Verizon Pole Hearing: Selectperson Sheedy moved that the Board open a Utility Pole Relocation Hearing to hear public comments pertaining to National Grid's and Verizon's request to relocate one JO Pole on Penzance Road, Selectperson Lucas seconded, Vote: 3-0.

Open National
Grid/Verizon Pole
Hearing
Motion Approved

Close Hearing: Selectperson Lucas moved that the Board of Selectmen close the Public Hearing, Selectperson Sheedy seconded, Vote: 3-0.

Close Hearing
Motion Approved

Peter Glenn/National Grid from 44 River St., Beverly said this hearing is to relocate Pole #1320. Henry Betts, 13 Penzance Road (abutter) said there was never a problem before, but now the main entrance of the house has been relocated so the pole needs to be moved. He said a positive outcome this provides is it allows two more parking spots.

Selectperson Lucas moved that the Board approve National Grid's and Verizon's petition to relocate one JO pole 1320 and anchor including all necessary wires, cables, and fixtures on town property from its present location in the middle of the driveway of 15 Penzance Road to approximately 35 feet west from said location, Selectperson Sheedy seconded, Vote: 3-0.

Approve petition to
relocate JO Pole
1320 and anchor,
Motion Approved

Reappointment Interview for Edmund Montello for the Harbor Advisory Committee: Selectperson Sheedy moved that the Board of Selectmen reappoint Edmund Montello as a member of the Harbor Advisory Committee for a three term to expire on June 30, 2018, Selectperson Lucas seconded, Vote: 3-0.

Reappointment for
Harbor Advisory
Committee
Motion Approved

Reappointment Interview of Thomas Stockton & Lynn Finnegan for the Historic District Commission: Selectperson Lucas moved that the Board reappoint Thomas Stockton as a member of the Historic District Commission for a three year term to expire on June 30, 2018, Selectperson Wilkinson seconded, Vote: 4-0. Selectperson Sheedy moved that the Board reappoint Lynn Finnegan as a member of the Historic District Commission for a three year term to expire on June 30, 2018, Selectperson Wilkinson seconded, Vote: 4-0. They indicated that there have been some compliance issues; they have developed a series of letters that are being sent out to properties that have not complied with the requirements, they will be time- stamped and tracked by L. Finnegan.

Reappointments for
Historic
Commission
Motion Approved

Interview of Dorothy Marshall for the Town Art Committee: Selectperson Wilkinson nominated Dorothy Marshall as a member of the Town Art Committee for a one year term to expire on June 30, 2016, Selectperson Lucas seconded, no vote taken. She said she

Interview for Town
Art Committee
No vote taken

lives at 68 Marmion Way, has a background in art and a long career in marketing and communications. She is currently moving from Reading to Rockport permanently.

7:25

Beach Street Parking Spaces Hearing: Selectperson Lucas moved that the Board open a Hearing to hear public comments pertaining to proposed changes to four compact car only parking spaces on Beach Street to two regular sized, resident only spaces, Selectperson Sheedy seconded, Vote: 4-0. Mary Seppala inquired where the parking spaces are located. Selectperson Sheedy said they are across from Back Beach, right off of Granite Street on the right hand side. It was stated that cars park so close to two driveways that residents can't get in or out of their driveways. Chief of Police John Horvath was present for the discussion. He said the police have no concerns with these changes. He said there are several resident parking spots already, but with divers and other visitors it's very difficult for the residents. T. Arsenian, 95 Granite Street, inquired if the kiosk is going to be moved. It was stated that the plan was to relocate the kiosk.

Open Hearing Beach
Street Parking Spaces
Motion Approved

Close Hearing: Selectperson Sheedy moved that the Board of Selectmen close the Public Hearing, Selectperson Wilkinson seconded, Vote: 4-0.

Close Hearing
Motion Approved

Selectperson Wilkinson moved that the Selectmen change the four identified "compact car only" parking spaces on Beach Street to two regular sized, resident only parking spaces, Selectperson Lucas seconded, Vote: 4-0.

Approval to change 4
"compact car" spaces
to regular spaces
Motion Approved

Approval of Minutes of June 16, 2015: Selectperson Lucas moved that the Board of Selectmen approve the minutes of June 16, 2015, Selectperson Wilkinson seconded, Vote: 4-0. Under Town Administrator's report, change "Poet Lauriat would like to stay for another stint" to the "Poet Lauriat would like to continue". Selectperson Lucas said under "Public Comment" talking about Rockport Music we said it is a charitable organization; change it to a non-profit organization.

Approval of 6/16/15
Minutes
Motion Approved

Selectmen Updates and Liaison Reports: It was stated that all Board members went to the recent DPW meeting.

Selectmen Updates &
Liaison Reports

Public Comment Period: T. Arsenian, 95 Granite St., asked about chamber music and the use of the Millbrook Meadow; he inquired if the town was given any money. It was stated, no, the town hasn't received any money. He spoke about the C. A. Tool Company site, he said Michael Rauseo is saying he has all the permits and will be opening. T. Arsenian questions site plan review and whether they triggered removal of walls, anything greater than 50% of the value of the property. He requested that the Board of Selectmen look into this. He spoke about the MBTA plans, he said he was not pleased at the DPW meeting – he said the plans were not projected on the screen so all the attendees could view them. He said he has learned that there is no decibel standard in the consent order. He said the noise has been the chief problem, we don't know if we have a solution here. He suggested we look for another location where the trains have been hooked up to these transformers to see if they reduce the sound. Frederick Tarr, 154 Main St., speaking on the MBTA, said he was appalled at the DPW meeting. He said it is not difficult to move a track; they do it all the time. They have been avoiding this for years. He said we can negotiate, we want access to our public facilities, kids need access to their facilities; we could go to court. He said the Halibut Point Visitors Center has been closed, it wasn't inspected last year; there are mold problems. He questioned if it's going to be renovated. The friends of Halibut Point raised \$25,000. He said the Rights of Way committee has

Public Comment
Period

been decimated, they have used Associate Members in the past, it is his understanding that they are not allowed to have Associate Members now. The Town Administrator said this needs to be verified.

7:55 Action List

Action List:

Annual Reappointments:

- Selectperson Sheedy moved that the Board of Selectmen appoint Nina Samoiloff, Phineas Kelly, Mary Minz, Heidi Goodwin and Mary Zivkovic to the Beautification Committee, all for one year terms to expire on June 30, 2016, Selectperson Wilkinson seconded, Vote: 4-0.

Appointments to Beautification Committee
Motion Approved
- Selectperson Wilkinson moved that the Board of Selectmen appoint Theresa Scatterday and Suzan Galpin to the Economic Development Committee, all for one year terms to expire on June 30, 2016, Selectperson Sheedy seconded, Vote: 3-0. Selectperson Murphy abstained.

Appointments to Economic Development Committee
Motion Approved
- Selectperson Lucas moved that the Board of Selectmen reappoint Michael Frontierro as Forest Fire Warden for a one year term to expire on June 30, 2016, Selectperson Wilkinson seconded, Vote: 4-0.

Appointment of Forest Fire Warden
Motion Approved
- Selectperson Sheedy moved that the Board of Selectmen appoint Claire Franklin, Brian Sullivan, June Sullivan, Kendra Dagle, Darlene Trumbour and Gail Zeman to the Memorial Day Parade Committee, all for one year terms to expire on June 30, 2016, Selectperson Wilkinson seconded, Vote: 3-0. Selectperson Murphy abstained.

Appointments to Memorial Day Parade Committee
Motion Approved
- Selectperson Wilkinson moved that the Board of Selectmen appoint Samuel Coulbourn, Shannon Mason, Charmaine Blanchard, Frederick Tarr III, Barbara Sparks, Marcia Lombardo, Stephanie Woolf and Aileen Morrissey to the Millbrook Meadow Committee, all for one year terms to expire on June 30, 2016, Selectperson Sheedy seconded, Vote: 4-0.

Appointments to Millbrook Meadow Committee
Motion Approved
- Selectperson Lucas moved that the Board of Selectmen appoint Lars-Erik Wiberg, Frederick Frithsen and Michael Bace as Associate Members of the Zoning Board of Appeals, all for one year terms to expire on June 30, 2016, Selectperson Sheedy seconded, Vote: 4-0.

Appointments to Zoning Board of Appeals
Motion Approved
- Selectperson Sheedy moved that the Board of Selectmen appoint Charles Christopher and John Rees as Zoning Administrators, for one year terms to expire on June 30, 2016, Selectperson Wilkinson seconded, Vote: 4-0.

Appointments as Zoning Administrators
Motion Approved
- Selectperson Wilkinson moved that the Board of Selectmen appoint Julie Andrews, Linda Teahen and Jacquelyn Ball to the Cultural Council, all for three year terms to expire on June 30, 2018, Selectperson Sheedy seconded, Vote: 4-0.

Appointments to Cultural Council
Motion Approved
- Reappointment of Poet Laureate: Selectperson Wilkinson moved that the Board of Selectmen reappoint Ruth Maassen as Poet Lauriat for a term of two years to expire on June 30, 2017, Selectperson Wilkinson seconded, Vote: 4-0.

Appointment of Poet Lauriat
Motion Approved
- Appointment of David McKinnon to the Conservation Commission: Selectperson Sheedy moved that the Selectmen appoint David McKinnon as a member of the Conservation

Appointment to Conservation Commission
Motion Approved

Commission for a three year term to expire on June 30, 2018, Selectperson Lucas seconded, Vote: 4-0.

Appointment as Part Time Seasonal Harbor Labor
Motion Approved

- Appointment of Eric Story as Part Time Seasonal Harbor Labor: Selectperson Wilkinson moved that the Selectmen appoint Eric Story as part-time seasonal labor for the Harbor Department, Selectperson Sheedy seconded; Vote: 4-0.

Appointment as Seasonal Tennis Instructor
Motion Approved

- Appointment of Seasonal Tennis Instructor: Selectperson Lucas moved that the Selectmen appoint Walter Komishane as a Tennis Instructor for the 2015 summer season, Selectperson Wilkinson seconded, Vote: 4-0.

Appointment of Seasonal Lifeguard
Motion Approved

- Appointment of Seasonal Lifeguard: Selectperson Sheedy moved that the Selectmen appoint Joseph Brookes as a Lifeguard for the 2015 summer season, Selectperson Wilkinson seconded, Vote: 4-0.

Resignation of William Mueller from Rights of Way Committee
Motion Approved

- Resignation of William Mueller from the Rights of Way Committee: Selectperson Wilkinson moved that the Board of Selectmen accept the resignation of William Mueller from the Rights of Way Committee effective immediately, Selectperson Sheedy seconded, Vote: 4-0.

Permission to allow emergency repairs to 34 Long Beach
The house flooded
Motion Approved

- Permission to Allow Emergency Repairs to 34 Long Beach: Selectperson Lucas moved that the Selectmen allow North Coast Building and Remodeling to make emergency repairs to the cottage at 34 Long Beach as described in the letter dated June 18, 2015, Selectperson Wilkinson seconded, Vote: 4-0. Brian Pollard was present; this is his parents' property. He said the plumber, at the end of the season, left the water main open coming into the house. The house flooded, this is entirely inside work.

Permission to Allow Emergency Repairs to 30 Long Beach, replace roof
Motion Approved

- Permission to Allow Emergency Repairs to 30 Long Beach: Selectperson Sheedy moved that the Board of Selectmen allow Precision Roofing to replace the roof at 30 Long Beach due to a major leak, with the contingencies that work will be done between 8:00am to 4:00pm on weekdays and no work will happen on Saturdays and Sundays, Selectperson Lucas seconded, Vote: 4-0.

Yearend Transfer: Elections and Registrations to Medicaid Filing Expenses
Motion Approved

- Yearend Transfers: Selectperson Wilkinson moved that the Board of Selectmen approve, and ask the Chairperson to sign the Yearend Transfer request from the Elections and Registrations account to the Medicaid Filing Expenses account in the amount of \$834.33, Selectperson Lucas seconded, Vote: 4-0.

Yearend Transfer: Elections and Registrations to Medicaid Billing Clerk Wages
Motion Approved

- Selectperson Lucas moved that the Board of Selectmen approve, and ask the Chairperson to sign, the Yearend Transfer request from the Elections and Registrations account to the Medicaid Billing Clerk Wages account in the amount of \$648.63, Selectperson Wilkinson seconded, Vote: 4-0.

Yearend Transfer: Elections and Registrations to Zoning Board Mtg. Support Clerk
Motion Approved

- Selectperson Sheedy moved that the Board of Selectmen approve, and ask the Chairperson to sign, the Yearend Transfer request from the Elections and Registrations account to the Zoning Board Meeting Support Clerk Wages account in the amount of \$413.92, Selectperson Wilkinson seconded, Vote: 4-0.

Yearend Transfer: Elections and Registrations to Zoning Board of Appeals Legal Notices & Advertising
Motion Approved

- Selectperson Wilkinson moved that the Board of Selectmen approve, and ask the Chairperson to sign, the Yearend Transfer request from the Elections and Registrations account to the Zoning Board of Appeals Legal Notices and Advertising account in the amount of \$30.78, Selectperson Sheedy seconded, Vote: 4-0.

- Selectperson Lucas moved that the Board of Selectmen approve, and ask the Chairperson to sign, the Yearend Transfer request from the Assessors Purchase of Services account to the Assessor Clerk Wages account in the amount of \$872.85, Selectperson Sheedy seconded, Vote: 4-0.
- Selectperson Sheedy moved that the Board of Selectmen approve, and ask the Chairperson to sign, the Yearend Transfer request from the Assessors Purchase of Services account to the Assessors Stipend account in the amount of \$3.76, Selectperson Wilkinson seconded, Vote: 4-0.
- Contract Extension with Warner Communications: Selectperson Wilkinson moved that the Board approve and sign a Contract Extension with Warner Communications for one year commencing on July 1, 2015 and ending on June 30, 2016 as provided for in the June 24, 2014 contract between the Town of Rockport and Warner Communications for the continuation of Rockport promotional services to the Economic Development Committee, Selectperson Sheedy seconded, Vote: 4-0.
- Beach & Park Permits for Diver Classes: Selectperson Lucas moved that the Board approve the DPW Director's granting Beach Permits to Undersea Divers of 42 Water Street in Beverly to hold diving classes on Back Beach on July 9, 2015 from 7 pm to 9 pm, July 11, 2015 from 7 am to 12 pm, July 18th and 19th, 2015 from 7 am to 12 pm, July 25th and 26th, 2015 from 7 am to 12 pm, August 1st and 2nd, 2015 from 7 am to 12 pm, August 8th and 9th, 2015 from 7 am to 12 pm, August 15th and 16th, 2015 form 7 am to 12 pm, August 29th and 30th, 2015 from 7 am to 12 pm, September 5th and 6th, 2015 from 7 am to 12 pm, and September 19th and 20th, 2015 from 7 am to 12 pm, Selectperson Sheedy seconded, Vote: 4-0.
- Outdoor Display Permit for What the... Store: Selectperson Wilkinson moved that the Board of Selectmen approve and sign an Outdoor Display Permit for the What the ...Store at 37 Bearskin Neck, Selectperson Lucas seconded, Vote: 4-0. Selectperson Lucas stated the board needs to be consistent with the same standards for all stores. Selectperson Wilkinson said the idea is to give shoppers an idea of what is inside, not have a sample of everything available displayed outside. Selectperson Wilkinson amended the motion contingent upon their providing a photo of the display by the next meeting, seconded by Selectperson Lucas, Vote: 4-0.
- Outdoor Display Permit for Jettywalk Arts: Selectperson Lucas moved that the Board of Selectmen approve and sign an Outdoor Display Permit for Jettywalk Arts at 34-36 Bearskin Neck, to include either two wooden art displays or one wooden art displays and one mannequin display, Selectperson Wilkinson seconded, Vote: 4-0. Leslie and Terry Lannon were present; they own the building. They said it's one store with two entrances; it used to be two stores. There is one mannequin, and items hanging on the door. We can't say that two wooden art displays are one; they're not. The two specific items can change throughout the year (2 wooden or 1 hanging and 1 wooden). The Lannon's said traffic heads down the wrong way; they asked if the police can be alerted to address this.
- Permission to Use the Headlands for Proposal: Selectperson Sheedy moved that the Board of Selectmen grant permission to Weston Moore to erect an 8 foot by 8 foot tent with cloth sides at the Headlands for no more than two hours on July 25th or August 1st for him to propose to his girlfriend, Selectperson Lucas seconded, Vote: 4-0.

Yearend Transfer:
Assessor's Purchase
of Services to
Assessors Clerk
Wages
Motion Approved

Yearend Transfer:
Assessors Purchase
of Service to
Assessor's Stipend
Motion Approved

Contract Extension
with Warner
Communications
Motion Approved

Beach & Park
Permits for Diver
Classes:
Motion Approved

Outdoor Display
Permit for What the
... Store".
Motion Approved

Outdoor Display
Permit for Jettywalk
Arts
Motion Approved

Permission to use
the Headlands for
Proposal
Motion Approved

Permission to Display Submarine Model during Navy Weekend
Motion Approved

- Permission to Display Submarine Model during Navy Weekend: Selectperson Wilkinson moved that the Board grant permission to the Rockport Navy Committee to allow Navy personnel from the Portsmouth Naval Ship Yard to park a scale model of a submarine on a trailer approximately twenty feet long next to the Legion Bandstand on the ocean side on Friday, July 10th from 5 pm to 8 pm and the use of five parking spaces in front of Brackett's Ocean view Restaurant at 25 Main Street for their cannon display on July 12th from 7 am to 11 am, Selectperson Lucas seconded, Vote: 4-0.

Approve 3-year Lease for Waring Field Lease
Motion Approved

- Waring Field Lease: Selectperson Lucas moved that the Board approve and sign a three year lease with Kenneth Lane of 38 South Street in Rockport for the use of Waring Field as authorized by the September 14, 1998 Fall Town Meeting for the primary purpose of grazing horses and for an annual rent amount of \$350.00, Selectperson Sheedy seconded, Vote: 4-0.

One Day Alcohol License for C. A. Chamber of Commerce
Motion Approved

- One Day Alcohol License for the Cape Ann Chamber of Commerce: Selectperson Lucas moved that the Selectmen grant a One Day All Alcohol License to the Cape Ann Chamber of Commerce for July 11, 2015 between the hours of 12 pm and 9 pm within the confines of Evans Field off of Railroad Avenue, Selectperson Wilkinson seconded, Vote: 4-0.

Acceptance of Gift of Thacher Island Boat from Thacher Island Association
Motion Approved

- Acceptance of Gift of Thacher Island Boat: Selectperson Wilkinson moved that the Board accept the generous gift of a new Thacher Island boat from the Thacher Island Association, Selectperson Sheedy seconded, Vote: 4-0. Peter Bergholtz was presenting; he said he is representing Paul St. Jermain, President. Bill Whiting, Treasurer, read a letter from P. St. Jermain. The boat is a 24' aluminum landing craft that will ferry tourists, materials, and volunteers to Thacher Island; this is the third boat they've donated. The boat seats nine, so there is room for six individuals and a crew of three. It has a flat deck that can accommodate lumber; it can also accommodate the handicapped and elderly. The value is \$61,000, included in the donation is \$3,000 in accessories including, life jackets, etc.

8:20 Selectmen Briefing

Selectmen Briefing
Council on Aging

Council on Aging: Fay Anderson, Chairperson and Diane Bertolino, Director are presenting. F. Anderson said things have exploded over the last several years; they had 90 attendees for a bus trip. Trips have included visits to Portland, Maine, Boston Harbor, North Conway, Fenway Park, Essex Technical High School. They have a dinner Program; local restaurants have been generous. The Rockport High, Senior to Senior Program, has been very successful. Addison Gilbert Hospital funds the costs for the monthly newsletter. They would like to acknowledge the Friends of the Council on Aging for their ongoing generosity. They have a "Silver Sneakers" program with some major health insurance companies; the center receives a stipend for members that are attending the center. They offer scrabble, barbeques, and knitting as well as monthly birthday parties for those that are 70+. They offer the following classes: Yoga, Apple, iPad, e-mailing, drawing, painting, mixed media, and painting. They have computers that were donated by the schools. Last year 957 unique individuals attended the center; program units totaled 17,620. Ongoing concerns are space and amount of time moving furniture and setting up due to the lack of space. They are still looking for solutions on transportation as there are more seniors that would like to participate but transportation is a barrier. Beauport offers \$75 for 4 hours per day; this includes a driver as well as a vehicle. It was recommended piloting this for a few days a week to see if it's successful. Maybe have a proposal in place for FTM to appropriate funding.

8:35 Discussion Items

- Selectmen Liaisons for FY16: postponed
- Workshop Meeting Dates: postponed
- 175th Anniversary of Rockport, maybe do something at Octoberfest; and/or maybe a time capsule. The actual anniversary is in February. To be discussed at a later meeting.
- Granite Street Sidewalk Extension Support Letter, the resident had been to Sen. Tarr's office, the DPW, and the parking and traffic Committee for state funding for a sidewalk from Haven Street to Lobsterpool. It was decided that the Board of Selectmen would sign the letter of support because it's a dangerous area to walk in.

9:08 Selectperson Sheedy moved to adjourn, seconded by Selectperson Wilkinson, Vote: 4-0.

Rockport House of Pizza, Johanna Angels, Inc., Common Victualler's License

Rockport House of Pizza and Roast Beef, Hawker's & Peddler's License

The Lobster Pool, Myles Cox, Hawker's & Peddler's License

Waltz Piez, dba Wally's Blackburn Bistro, Hawker's & Peddler's License

AnnMarie Ryan, Hawker's & Peddler's License

Robert Orlando, Hawker's & Peddler's License

Kendra T. Tolman, Hawker's & Peddler's License

Vanessa Orlando, Hawker's & Peddler's License

Anthony Orlando, Hawker's & Peddler's License

Nat'l Grid and Verizon Pole locations, Public Hearing

Chamber of Commerce, Alcoholic Beverages, July 11, 12pm to 10pm within the confines of Evan's Field

Lease Agreement, Waring Field

Jettywalk Arts, Outdoor Display Permit

What the ...?, David Ford, Outdoor Display Permit

Contract with Warner Communications

Appropriation Transfer between or within departments, \$834.33, Elections & Registrations to Medicaid Filing Expenses

Appropriation Transfer Between or within departments, \$648.63, Elections & Registrations to Medicaid Billing Clerk Wages

Appropriation Transfer Between or within departments, \$3.76, Purchase of Services, Assessor's Stipend

Appropriation Transfer Between or within departments, \$872.85, Purchase of Services, Assessor Clerk Wages

Appropriation Transfer Between or within departments, \$30.78, Elections and Registrations, to Legal Notices and Advertising

Appropriation Transfer Between or within departments, \$413.92, Elections and Registrations to Zoning Board Meeting Support Clerk

Bradley Wharf Images, Joseph O'Donnell, Home Occupation to run artist studio

Claire Hobbs, LOCO-MOTION, general license of the operation of a Laundromat