

TISBURY BOARD OF SELECTMEN MEETING MINUTES

Tuesday, March 6, 2018 at 5:00 PM

Tisbury Town Hall, Katherine Cornell Theater, 51 Spring Street, Vineyard Haven, MA

Melinda F. Loberg; Tristan R. Israel; Larry J. Gomez

Members Present: Larry Gomez, Tristian Israel, Melinda Loberg (Member Loberg left during Proposed Shellfish Regulation Public Hearing)

Others Present: John Grande – Town Administrator, Alexandra Kral- Executive Assistant, Danielle Ewart, Jon Crocker, Dorothy Packer, Ben Robinson, Ray Tattersall, Jeff Krystal, John Schilling, Robert Douglas, Mitchell Pachico, Glen Pachico, James Rogers, Tracey Jones

DEPARTMENTAL/COMMITTEE REPORTS

Tisbury Fire Department and EMS Retired Volunteers Recognition

Town of Tisbury was honored to express our recognition and appreciation to the following members of Fire and EMS Departments who have recently retired from service.

Tisbury Fire:

John Sundman	10 years of service
Jeffrey Pratt	31 years of service
James Rogers	45 years of service

Tisbury EMS:

Polly Brown	10 years of service
Melinda Loberg	20 years of service
Richard Brew	30 years of service

Town Moderator and Town Clerk: Annual Town Meeting Update

Deborah Medders, town moderator, informed the Board of the work that's been done in efforts to organize Town Meeting 2018. The meeting will take place on April 10th, 2018 at 7 PM at the Tisbury School. She expects higher attendance this year than years before. Therefore, planning was aimed to provide possible overflow locations, increased staffing and additional parking. Member Israel requested to ensure that printed materials reflect our expectation of the large amount of audience.

TOWN ADMINISTRATOR REPORT

Administrator Report 3-06-18

-MVRHS: Cost Apportionment Change

Town Administrator informed Board members about the received request to pursue the change for the cost apportionment for the Martha's Vineyard High School. Bill McGrath was present to speak on the matter. Mr. McGrath stated that at this moment Oak Bluffs and Tisbury are taking the biggest hit for the High School Costs and that's besides providing one of the kind services to the whole Island that end up costing both Towns big amounts of money. He informed the board of Oak Bluffs's effort to include this discussion as a part of the warrant and start working towards a change of the cost apportionment policies. Member Israel expressed his fear of putting big amount of effort in this proposal not knowing if other Island Towns will be in support of the proposal. Member Israel recommended this matter to be discussed during All Island Selectmen Meeting.

-Planning for Housing Production Grant

Town Administrator asked for Board's authorization to apply for the Mass Housing Production Grant. The grant provides cities and towns with additional technical capacity to implement their own housing production goals.

Member Israel motioned to authorize Town Administrator to pursue presented grant opportunity. Member Loberg seconded the motion. The motion was unanimously approved.

Phillipe Jordan presented the affordable housing project he has been working on. Lot located on the Greenwood Avenue has been chosen as a possible location for an affordable housing. Member Gomez recused himself from further discussion of this matter based on the proximity of his own property to the proposed location of the project. Board Members asked to include this discussion as a separate item for one of the future agenda's.

-Storm Recap

Town Administrator updated Board Members on the past and upcoming storms. The meeting between department's heads is scheduled to review and discuss acquired damages and challenges faced during the storm. He also thanked all the staff who worked during the storm to keep our town and its residents as safe as possible. Ken Barwick informed the Board of the poor condition of one of the Packer's Building and his concern that it might not withstand next storm. Further discussion on this matter will be scheduled for the next Board of Selectmen Meeting.

APPOINTMENTS

Harbor Management Committee Review of Potential Candidates

The Board Members reviewed all received letters of interest.

Member Israel motioned to appoint Jeffrey Cahna and Rebekah El Deiry to a Harbor Management Committee. Member Loberg seconded the motion. The motion was unanimously approved. I had already left when this vote was taken.

HEARINGS

5:30 PM Public Hearing to Review And Consider NSTAR Electric Company D/B/A Eversource Energy Petition to Relocate Pole Labeled 57/16-S And Install Pole And Anchor P#251/1 In The Public Way On Lagoon Pond Road, Tisbury.

Jessica Elder was present on behalf of Eversource. Ms. Elder presented proposed plan to the Board. Pole is being relocated from the sidewalk onto the Martha's Vineyard Museum Property.

Member Israel moved to close the public hearing. Member Loberg seconded the motion. The motion was unanimously approved. Member Israel motioned to approve NSTAR Electric Company D/B/A Eversource Energy Petition to Relocate Pole Labeled 57/16-S and Install Pole and Anchor P#251/1 In The Public Way On Lagoon Pond Road, Tisbury. Member Loberg seconded the motion. The motion was unanimously approved.

5:45 PM Public Hearing To Review And Consider NSTAR Electric Company D/B/A Eversource Energy Petition To Install Approximately 62'± Of Conduit And New Handhole From 28/2 To 28/HH2 To Provide Electric Service For Customer At 15 Renear Street

Jessica Elder was present on behalf of Eversource. Jerri Berick the owner of the property was also present at the meeting. Multiple residents of the Renear street and abutters of Mr. Berick's property brought to the Board's attention their concern over commercial activity that's happening at Mr. Berick's place and that requested petition would allow for the increase in such activity. Ms. Elder stated that requested amount of electricity is standard for any residential home.

Member Israel motioned to continue Public Hearing to April 24th at 5:45 PM. Member Loberg seconded the motion. The motion was unanimously approved.

6:00 PM Public Hearing To Review And Consider Proposed Changes To The Shellfish Regulations.

Danielle Ewart, Tisbury Shellfish Constable presented proposed changes to the Shellfish Regulations.

Glenn Pachico spoke against using the website thermometer as the only option for checking the weather. Mr. Pachico also asked Board members not to approve any of the proposed changes because he believes that Shellfish Committee did not properly review proposed amendments before scheduling a public hearing.

Mitchell Pachico spoke against the part of the regulation that places responsibility for knowing areas closed to shellfish solely on the shell fishermen and requested that such areas still be marked by signs and/or buoys.

Member Loberg excused herself for having to leave the meeting early. The hearing continued with the comments from several Tisbury shell fishermen. Jeff Cahna spoke against electronic notices. Lynne Fraker asked to include additional way of the weather change notification based on the fact that it is hard to constantly monitor your electronic device once you are out in the water.

James Tilton, Shellfish Committee member, stated that Shellfish Committee fully support presented changes to the regulation and ensured the Board that if there are ever any doubt over the shell fishing status the constable is available over the phone to provide an answer.

Mitchell Pachico stated that he believes the commercial shell fishermen are not being represented at the Shellfish Committee Meeting and requested that he will be considered for a position at the committee once there is a vacancy.

Member Israel closed public hearing. Member Gomez seconded the motion. Two votes in favor, motion approved. Member Israel motioned to continue Public Hearing to the next meeting to allow Shellfish Constable to amend proposed regulation according to the public comment. Member Gomez seconded the motion. Two votes in favor, motion approved.

BUSINESS LICENSES RENEWALS

Common Victuallers:

- Danielles Fuel, Inc. d/b/a Scottish Bakehouse of MV, 977 State Road
- Black Dog Water Street Bakery, 3 Water Street
- Island Fresh Pizza & Subs Inc. , 395 State Road

Member Israel motioned to approve listed above Common Victuallers License Renewals provided all supporting documents and required sign offs were provided. Member Gomez seconded the motion. Two votes in favor. Motion approved.

Lodging Houses:

- Nobnocket Boutique Inn, 60 Mount Aldworth Road

Member Israel motioned to approve listed above Lodging House License Renewals provided all supporting documents and required sign offs were provided. Member Gomez seconded the motion. Two votes in favor. Motion approved.

Moped Rental Permit:

- Island Adventure Rentals LLC, 19 Beach Road

Jason Leone, owner of Island Adventure Rentals LLC, was present at the meeting. Town Administrator informed the Board that Lt. Meisner inspected the business and submitted a written statement of compliance. Mr. Leone presented Oil Containment proposal to the Board that included servicing and oiling all mopeds on the special surface design to contain over spilled oil and having a spill kit available on site at all the times.

Member Israel motioned to conditionally approve listed above Moped Rental License Renewals provided oil containment proposal presented by Mr. Leone is included in the business operation model. Member Gomez seconded the motion. Two votes in favor. Motion approved.

Busker's Permit:

- Brian Weiland

Member Israel motioned to approve Busker's Permit for Brian Weiland. Member Gomez seconded the motion. Two votes in favor. Motion approved.

DISCUSSION

Martha's Vineyard Museum MOU

Town Administrator requested Board members to schedule a hearing on this matter after the Town Meeting. Town Administrator informed the Board that some possible bylaw changes were discussed in order to address events at the Martha's Vineyard Museum however he would like to present a licensing proposal to address the issue for the upcoming season

Commercial Mooring Fees

Town Administrator is seeking Boards authorization to begin the review of the Town's Commercial Mooring Fees. Once the review by Finance Committee and Harbormaster is complete BOS Office will schedule a public hearing. Town Administrator asked Glenn Pachico who had requested to start a commercial mooring fee conversation to provide any additional comments if any. Mr. Pachico informed the Board of his past attempts to discuss the commercial mooring fee structure for different water bodies in Town, Specifically what affects such a drastic price difference between what Tashmoo and Harbor mooring costs and why Town Residents as himself are paying a higher fee for a mooring use.

Board recommended scheduling detailed discussion of the mooring fee structure for the future agenda.

2018 ATM & STM Warrant Articles/ Review and Approval of the Ballot Questions

Town Administrator informed the Board that most recent drafts of STM & ATM Warrant Articles were emailed over to them. He advised Board to review the articles individually and to schedule future discussion over the specific articles that Board might have questions about. Town Administrator also presented Draft Ballot questions to the Board. He stated that Board can expect most of the questions to be withdrawn as soon as Town Finance Department will finalize Town's budget.

Member Israel motioned to approve presented Ballot Questions as placeholders. Member Gomez seconded the motion. Two votes in favor. Motion approved.

PROSPECTIVE MEETING AGENDA(S)

PUBLIC COMMENT

The public may address the Selectmen for up to 3 minutes during the Public Comment portion of the meeting. Topics must be within the Board's purview and not already listed as an agenda item.

James Rogers stated that future beneficiaries of the proposed Greenwood Affordable Housing Project presented earlier in the meeting should pay real estate taxes as any other residents of Tisbury do. Additionally, Mr. Rogers asked to ensure that registered voters of Tisbury will be giving a priority seating during the Town Meeting 2018.

Ken Barwick informed the Board of the proposal he received from the Tisbury Resident to possible install a mini library at the Lake Street Landing.

Robert Douglas raised his concern over poor conditions of the Five Corners intersection during and after the storm. Mr. Douglas also expressed his disappointment that neither Harbormaster nor his assistant was on duty

during the storm. No adequate preparation was done in time, which resulted in a severe damage to multiple boats over at the Town Harbor.

Mitchell Pachico asked Board Members to look into possible extension of the scalloping season.

ADMINISTRATIVE SESSION

Employment Agreement: Town Administrator

Member Israel announced that in the previous executive session Board members came to agreement to approve Town Administrators contract for three years beyond the existing one.

Member Israel motioned to approve Employment Agreement with the Town Administrator.

Member Gomez seconded the motion. Two votes in favor. Motion approved.

Mooring Fee Abatement 2016, 2017

Member Gomez and Member Israel reviewed mooring fee abatements for 2016 and 2017.

Member Israel motioned to approve mooring fee abatements as presented.

Member Gomez seconded the motion. Two votes in favor. Motion approved.

Bills Payable #02/13/18 \$611,029.77

Member Israel motioned to approve Bills Payable 21318.

Member Gomez seconded the motion. Two votes in favor. Motion approved.

Bills Payable #02/20/18 \$224,641.57

Member Israel motioned to approve Bills Payable # 022018

Member Gomez seconded the motion. Two votes in favor. Motion approved.

Bills Payable #02/23/8R \$22,523.11

Member Israel motioned to approve Bills Payable #02238R

Member Gomez seconded the motion. Two votes in favor. Motion approved. Payroll

#2/22/2018 \$121,201.68

Member Israel motioned to approve Payroll #2222018

Member Gomez seconded the motion. Two votes in favor. Motion approved.

Payroll #3/01/2018 \$317,122.84

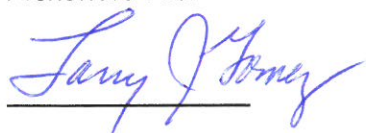
Member Israel motioned to approve Payroll #3012018

Member Gomez seconded the motion. Two votes in favor. Motion approved.

The meeting adjourned at 7:50pm.

Respectfully submitted by

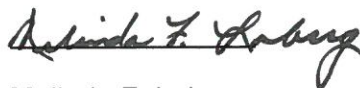
Alexandra Kral



Larry J. Gomez
Chairmen



Tristan R. Israel
Vice Chairmen



Melinda F. Loberg
Clerk