

## TISBURY BOARD OF SELECTMEN MEETING MINUTES

Wednesday, February 20, 2019 at 4:00 PM

Tisbury Town Hall, Katherine Cornell Theater, 51 Spring Street, Vineyard  
Melinda F. Loberg; Tristan R. Israel; James Rogers

**Members Present:** Melinda Loberg(over the phone, not voting), Tristan Israel, James Rogers

**Others Present:** John Grande- Town Administrator, Alexandra Kral, Jon Snyder, John Schilling, Amy Houghton, Jeff Krystal, Matt D 'Andrea, John Custer

### DISCUSSION SESSION

#### 2019 Annual Town Meeting Warrant Articles

Board began the review of the draft ATM Articles with Tisbury School Articles.

#### ARTICLE 00 TO FUND TISBURY SCHOOL MOLD AND MILDEW TESTING AND REMEDIATION

To see if the Town will vote to borrow the sum of Four Hundred Ten Thousand Dollars (\$410,000) to be expended by Tisbury Facilities Department for Tisbury School Mold and Mildew Testing and Remediation and to authorize the Treasurer, with approval of the Board of Selectmen, to borrow such sum under Chapter 44, Section 7 or 8, or Section 21A of the General Laws or any other enabling legislation, and to issue bonds or notes of the Town, therefor, provided, however, that no sums shall be appropriated or expended hereunder unless the Town shall have voted by ballot at the Town Election on April 23,2019 to exempt all amounts required to pay for bonds or notes issued therefor from the provisions of Proposition 2 ½ so called, or to take any other action relative thereto., or to take any other action relative thereto.

#### ARTICLE 00 TO FUND PROFESSIONAL SERVICES FOR TISBURY SCHOOL

To see if the Town will vote to borrow the sum of Four Hundred Thousand Dollars (\$400,000) to fund: Owner Project Manager, architectural, design, engineering, cost estimating, bidding, construction management and other related services for renovation and addition to the Tisbury School Facility and to authorize the Treasurer, with approval of the Board of Selectmen, to borrow such sum under Chapter 44, Section 7 or 8, or Section 21A of the General Laws or any other enabling legislation, and to issue bonds or notes of the Town, therefor, provided, however, that no sums shall be appropriated or expended hereunder unless the Town shall have voted by ballot at the Town Election on April 23,2019 to exempt all amounts required to pay for bonds or notes issued therefor from the provisions of Proposition 2 ½ so called, or to take any other action relative thereto.

*Amy Houghton, Tisbury School Committee Chair was present at the meeting. Ms. Houghton informed the Board Members that the teacher's union has reached out to the state agency with request to review the mold issue at the school. State inspected the building. The report concludes that until the building is water tight mold and mildew will always be present. Comprehensive inspection report will be submitted at -later date. Based on the received input the Tisbury School Committee voted to eliminate \$410,000 mold and mildew test and remediation article and increase the requested funds within the article for professional services for Tisbury School to \$810,000. Ms. Houghton also stated that the committee hopes to identify a specific plan for expending those funds during the Joint Meeting with the Board of Selectmen on March 12<sup>th</sup>. The committee is seeking Board's support to remove mold and mildew remediation article and increase amount for professional services article.*

*Member Rogers spoke in support of the school committee's proposal. Jeff Kristal, Finance Committee Chair highlighted that the article will allow the Town to borrow the sum up to the requested amount however if the full amount is not needed a lesser sum can be requested at town meeting. Member Israel spoke in support of the proposal and stated he would like to be able to provide as much detail on the purpose of the funds as possible during the Town Meeting. Town Administrator Grande stated that he expects the process will cost more than \$400,000 and suggested that Tisbury School Committee consider initiating the RFQ process for the Owners Project Manager as soon as possible. Member Rogers asked if it is possible to involve OPM after the Board Members and TSC Members settle on the design. Town Administrator stated that OPM must be involved based on the potential project cost. Amy Houghton stated that committee was planning on working off the previous renovation/addition plan. Member Loberg (over the phone) was in support of the proposed article amendments.*

**Member Rogers motioned to withdraw the article in the amount of \$410,000 to fund the Tisbury school Mold and mildew testing and remediation. Member Israel seconded the motion. The motion was approved.**

**Member Rogers motioned to increase the requested amount under the article to fund professional services for Tisbury school to \$800,000. Member Israel seconded the motion. The motion was approved.**

Matt D 'Andrea, School's Superintendent, updated Board Members on the Martha's Vineyard Regional High School article. New language and an updated amount is expected prior to town meeting.

#### Article #2 Prior Year Bills

*Member Rogers inquired on how prior year bills are accumulated, is there a way to address them in a different manner and how the accumulation of prior year bills can be prevented. Jon Snyder, Finance Director, stated that various factors can lead to a bill having to be treated as a prior year bill. Member Israel requested a further report on this issue. Mr. Snyder stated that he would research these bills and report back to the Board.*

#### Embarkation Fund Articles

a) Fifteen Thousand (\$15,000) to be expended by the Police Department to acquire a special Utility Vehicle, or take any action relative thereto.

*Member Rogers asked what purpose the special utility vehicle will serve.*

*Town Administrator stated that the primary function of the proposed vehicle will be to transport traffic officers between enforcement areas.*

g) One Hundred Thousand Dollars (\$100,000) to be expended by the Board of Selectmen and Dredge Committee for repairs to permitting surveying, hiring consultants, and dredging the harbor and for future dredge projects or take any action relative thereto.

*Member Rogers asked to see a dredging plan. Town Administrator stated that Dredge Committee issued a Request for Qualifications seeking professional assistance with permitting for Vineyard Haven Harbor. Member Loberg ( over the phone) this request is part of an effort to obtain a comprehensive dredging permit.*

#### Community Preservation Fund Articles

c) To appropriate and transfer from the Community Preservation Historic Preservation Reserve Fund the sum of Twenty Thousand Dollars (\$20,000), towards reparation and restoration of the Stone Church Clock and Bell, of the historic Christ United Methodist Church building, a/k/a/ the "Stone Church", located at 89 William Street, shown on Tisbury Assessors' Maps as Parcel #7-C-11, or take any action relative thereto.

*Member Rogers inquired what are the boundaries for private entities to access to the CPC funds. Member Israel stated that statute dictates what the funds are allowed to be utilized for; further it is the Community Preservation Committee's judgement to determine if the request complies with those criteria.*

f) To appropriate and transfer from the Community Preservation Open Space Reserve Fund the sum of Seventy-Five Thousand (\$75,000), towards the purchase of property and/or easements to create a bike path between Lagoon Pond Road and Beach Road, as shown on Tisbury Assessors' Maps as Parcel 9-B-35, or take any action relative thereto.

*Member Rogers was not in support of this expenditure, he stated "it is premature to spend funds with the Beach Road project in an undetermined status." He also stated "There is going to be some type of private building project at the Hinckley property and the developers of the project may do this at no cost to the tax payers" Member Loberg those funds can be utilized as a matching funds when applying for grants related to the purpose.*

g) To appropriate and transfer from the Community Preservation Unreserved Fund the sum of Six Thousand Dollars (\$6,000) to install a new irrigation system at Owen Park (south side), on property shown on Tisbury Assessors' Maps as Parcel #6-C-35, or take any action relative thereto.

h) To appropriate and transfer from the Community Preservation Unreserved Fund the sum of Six Thousand Dollars (\$6,000) for replacement of basketball hoops and related equipment at War Veteran's Memorial Park, 10 Causeway Road, on property shown on Tisbury Assessors' Maps as Parcel #9-A-41, or take any action thereto.

*Member Rogers raised his concern about the expense of the stated above projects and the fact that other already funded projects have not been implemented yet. Mr. Grande stated that he would get more information on these items and provide it to the Board prior to March 12.*

k) To appropriate and transfer from the Community Preservation Unreserved Fund the sum of Twenty-Four Thousand Three Hundred Fifty Seven Dollars and Sixty Cents (\$24,357.60) and from Open Space Reserve Fund the sum of Twenty-Five Thousand Six Hundred Forty Two Dollars and Forty Cents, for a total of Fifty Thousand Dollars (\$50,000), towards replacing the Town Pier at Owen Park Landing, on property shown on Tisbury Assessors' Maps as Parcel #6-C-35, or take any action relative thereto.

*Member Rogers raised concern over the requested amount potentially being used for a temporary fix to the structure, asked that someone provide clarity for the purpose of the requested funds.*

m) To appropriate and transfer from the Community Preservation Unreserved Fund the sum of One Hundred Thousand Dollars (\$100,000), to install basketball hoops and related equipment, and resurface the basketball court, as well as purchase equipment for the playground, at Tisbury School playground, at 40 West William Street, as shown on Tisbury Assessors' Maps as Parcel #8-A-1, or take any action relative thereto.

*Member Rogers asked for clarification on the request and if stated it is premature to plan this work without have a complete school design. Member Loberg( over the phone) stated that proposed work might be outside of the Tisbury School project scope.*

#### Waterways Fund Articles

a) Fifty Thousand Dollars (\$50,000) to be expended by the Harbor Department for the maintenance of Town owned moorings; or take any action relative thereto.

*Member Rogers and Member Israel requested to see mooring maintenance plan before Town Meeting.*

b) Twenty-Five Thousand Dollars (\$25,000) to be expended by the Harbor Department for the repair/replacement, engineering and permitting at the Owen Park; or take any action relative thereto.

*Member Loberg asked to verify article language. Possibly missing a word "Pier"*

#### Capital Expenditures Articles

a) Fifty Thousand Dollars (\$50,000) to acquire services of events coordinator and for events planning related to the activities for the Town's 350th Anniversary Celebration; or take any action relative thereto.

*Member Rogers requested to research if a budget line can be established to cover the cost of items such as the customary expression of sentiments to the deceased or retired employees and Town volunteers.*

b) Two Hundred Twenty-Five Thousand Dollars (\$225,000) for repairs and renovation to the Town Hall, 51 Spring Street, Tisbury, MA, or to take any other action relative thereto.

*Member Israel requested an update on the Town Hall Steeple Project.*

#### ARTICLE 00 TO ESTABLISH AND FUND SHARED POSITION OF BUILDING COMMISSIONER

To see if the Town will vote to appropriate and transfer from Unreserved Fund Balance Eighty Thousand Seven Hundred Thirty-Two Dollars (\$80,000) to establish and fund the shared position of Building Commissioner, or take any action relative thereto.

*Jeff Kristal stated that funding and filling local inspector position should be prioritized over the proposed shared position. Member Israel explained that a joint effort can be beneficiary to the Town and will be able to attract more applicants for the position by offering higher compensation than what only one town could afford.*

#### ARTICLE 00 TO ESTABLISH AND FUND THE ASSISTANT FIRE CHIEF POSITION

To see if the Town of Tisbury will vote to establish the temporary position of Assistant Fire Chief, Grade M4 Step 1 and to further appropriate and transfer from Unreserved Fund Balance the sum of Twenty Nine Thousand Eight Hundred Eighty Dollars (\$29,880) and to transfer from the existing Fire Department Budget Line Item Fire Chiefs #5115 the sum of Thirty Seven Thousand Five Hundred Dollars (\$37,500), for a total sum of Sixty Seven Thousand Three Hundred Eighty Dollars (\$67,380) to fund said position; or take any action relative thereto.

*Town Administrator highlighted the language change to the article: word "temporary" was inserted.*

*John Schilling, Fire Chief is looking forward to recommendation of the Finance Committee on the proposed article. Chief Schilling also stated that he would like to speak on this Article at the March 12th Selectman's meeting.*

#### ARTICLE 00 TO FUND PROFESSIONAL SERVICES FOR UNDERGROUND PLACEMENT OF UTILITY CABLES AND WIRES

To see if the Town will vote to borrow the sum of Four Hundred and Seventy-Five Thousand Dollars (\$475,000) to fund engineering, design and permitting work for underground placement of all utility cables and wires among Beach Road, Lagoon Pond Road and Main Street; and to authorize the Treasurer, with approval of the Board of Selectmen, to borrow such sum under Chapter 44, Section 7 or 8, or Section 21A of the General Laws or any other enabling legislation, and to issue bonds or notes of the Town, therefor, provided, however, that no sums shall be appropriated or expended hereunder unless the Town shall have voted by ballot at the Town Election on April 23, 2019 to exempt all amounts required to pay for bonds or notes issued therefor from the provisions of Proposition 2 ½ so called, or to take any other action relative thereto.

*Member Rogers proposed to hold the article off until next year. Member Israel not in support of the article unless the Town chooses to ask for a general override instead of listing each override question on the ballot. The article will be reviewed after Finance Department and Finance Committee advises on the override format.*

#### ARTICLE 00 TO FUND MONITORING, TESTING AND ANALYSES FOR NitROE SEPTIC PILOT PROGRAM

To see if the Town will vote to appropriate and transfer from Unreserved Fund Balance the sum of Nine Thousand Dollars (\$9,000) to cover the cost of MassDEP mandated monitoring, testing, analyses of the NitROE system, an innovative septic system component specifically targeted at total nitrogen removal currently being piloted by the Town of Tisbury; or take any action relative thereto.

*Member Loberg (over the phone) stated that amount might be reduced due to the recently received grant that partly addresses the costs of the monitoring and testing work.*

#### ARTICLE 00 TO OBTAIN BOND FOR ROADWAY RELATED IMPROVEMETS

To see if the Town will vote to borrow the sum of One Million Six Hundred Thousand Dollars (\$1,600,000) to be expended by the Selectmen for design, engineering, and implementation of Public Works Projects, including upgrade, installation and relocation of utilities, roads, sidewalks, drainage, traffic control signage and any other related improvements., and to authorize the Treasurer, with approval of the Board of Selectmen, to borrow such sum under Chapter 44, Section 7 or 8, or Section 21A of the General Laws or any other enabling legislation, and to issue bonds or notes of the Town, therefor, provided, however, that no sums shall be appropriated or expended hereunder unless the Town shall have voted by ballot at the Town Election on April 23, 2019 to exempt all amounts required to pay for bonds or notes issued therefor from the provisions of Proposition 2 ½ so called, or to take any other action relative thereto.

*Board Members requested a presentation on the proposed work plan from the Town's Consultants – Environmental Partners and DPW Director.*

#### ARTICLE 00 TO AMEND THE CLASSIFICATION PLAN FOR MANAGERIAL AND PROFESSIONAL EMPLOYEES

To see if the Town will vote to approve the following amendment to the Classification and Compensation Plan for Full-time Managerial and Professional Employees, effective July 1, 2019, or take any action relative thereto. Reflects 2.2% Cola and restructure of some positions.

#### ARTICLE 00 FISCAL YEAR 2020 OPERATING BUDGET

*No final number yet. Expecting it to be over \$28 million dollars.*

#### ARTICLE 00 TO CREATE THE MARTHA'S VINEYARD HOUSING BANK \* LATE FILED, Accepted by the Finance Committee

*Board Members were not in support of the proposed article. The Town of Oak Bluffs drafted a letter from to the legislative delegation regarding the Board's opposition to using 3% of the hotel-motel/short term rental to fund a housing bank. Member Israel and Member Loberg were in support of endorsing the Oak Bluffs Letter and/or writing similar letter from the Town of Tisbury.*

***Member Rogers motioned to draft a letter of support of the Oak Bluff's Opposition and include language regarding the contribution that Tisbury already makes to the affordable housing and the list of the ongoing affordable housing efforts. Member Israel seconded the motion. The motion was approved.***

#### 2019 Special Town Meeting Warrant Articles

Town Administrator informed Board Members that deadline for Special Town Meeting Warrant Articles is coming up on Friday, February 22. Following articles are going to be submitted: To amend building



maintenance stabilization fund; To Amend WICK System stabilization fund; To amend Sunday serving hours; To dead end "Oak Hill Ave"; To change Town Clerks position from elected to appointed.

## **BUSINESS LICENSES APPROVAL**

### **Common Victualler License:**

-Copper Wok, 9 Main Street

***Member Rogers motioned to approve stated above Common Victuallers License. Member Israel seconded the motion. The motion was approved.***

## **ADMINISTRATIVE SESSION**

### **Signing of CDBG Grant**

***Member Rogers motioned to sign CDBG grant. Member Israel seconded the motion. The motion was approved.***

Payroll                      #02/14/19                      \$326,040.63

***Member Rogers motioned to approve payroll as stated above. Member Israel seconded the motion. The motion was approved.***

Bills Payable                      #02/12/19                      \$260,552.81

***Member Rogers motioned to approve bills payables as stated above. Member Israel seconded the motion. The motion was approved.***

As part of the bills payable the Board of Selectmen Office requested a reserve fund transfer in amount of \$10,000 for a payment to Steve Vancour.

***Member Rogers motioned to approve reserve fund transfer request as presented. Member Israel seconded the motion. The motion was approved.***

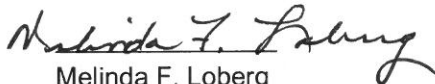
The meeting adjourned at 6:00pm.

Respectfully submitted by

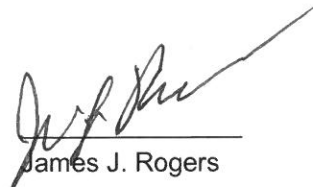
Alexandra Kral



Tristan R. Israel  
Chairmen



Melinda F. Loberg  
Vice Chairmen



James J. Rogers  
Clerk