

TISBURY SELECT BOARD MEETING MINUTES
Emergency Services Facility, 215 Spring Street
Wednesday, May 11, 2022, at 3:00 PM
Jeff Kristal; Larry Gomez, Roy Cutrer

Select Board Members Present: Jeff Kristal, Larry Gomez, Roy Cutrer

Others Present: John Grande, Town Administrator, Lorna Welch, Pam Bennett, Ross Seavey, Jon Snyder, Jared Meader, Debbie Packer, Spring Sheldon, Mark Alexander, Kirk Metell, Bob Rafferty, Ben Robinson, Cristina Whitney, Andrew Silvia, Edward St. Pierre, Adam Smith

CALL TO ORDER

EXECUTIVE SESSION

Vote to go into Executive Session Pursuant to M.G.L 30A Section 21 (a) (2) To conduct strategy sessions in preparation for contract negotiations with nonunion personnel, Town Accountant, and to conduct collective bargaining contract negotiations with union personnel, General Union. To Reconvene in open session.

Roll Call Vote: Gomez – Aye; Cutrer – Aye; Kristal – Aye.

The motion was unanimously approved.

Reconvene in Open Session

APPOINTMENTS

Police Traffic Officer – Cristina Whitney

Member Gomez motioned to appoint stated above individual to Police Traffic Officer. Member Cutrer seconded the motion.

Roll Call Vote: Gomez – Aye; Cutrer – Aye; Kristal – Aye. The motion was unanimously approved.

Police Sergeants – Andrew Silvia and Edward St. Pierre

Member Gomez motioned to appoint stated above individuals to Police Sergeant. Member Cutrer seconded the motion.

Roll Call Vote: Gomez – Aye; Cutrer – Aye; Kristal – Aye. The motion was unanimously approved.

PUBLIC HEARING

4:30 New Common Victualler License for S & S Kitchenette, 48 Main Street

Member Kristal opened public hearing and read the public hearing notice. Spring Sheldon was present on behalf of S & S Kitchenette. She stated that they will provide pre-made meal items for take-out and small grocery items. In the evening it will turn into an event space (available for rent) with family style seating consisting of two long tables with a total of 24 seats that will host chef dinners, cooking classes, pop-ups, oyster and other tastings. They will also be seeking an alcohol license at a later date. Mr. Grande stated that there is a 30-seat minimum requirement for the alcohol license so she would have to do something in the future with wastewater to meet those requirements. Member Kristal stated that there is a BYOB available if there is no alcohol license. He asked if there was anyone with any concerns or questions. There were none.

Member Gomez motioned to close public portion of the hearing. Member Cutrer seconded the motion. Roll Call Vote: Gomez – Aye; Cutrer – Aye; Kristal – Aye. The motion was unanimously approved.

Member Gomez motioned to approve a Common Victualler License for S & S Kitchenette. Member Cutrer seconded the motion. Roll Call Vote: Gomez – Aye; Cutrer – Aye; Kristal – Aye. The motion was unanimously approved.

4:45 Public Works Department Proposed Land Disposal Area Rate Changes

Member Kristal opened public hearing and read the public hearing notice. Kirk Metell explained the need for the increases in the local drop off (LDO) rates. This is a transfer only facility, so everything gets trucked off the island. The town has taken great measures over the years to control this cost. We had long-term contracts that have expired and now they are being done on a year-to-year basis. Costs are rising for transportation, fuel and the cost of living. The projected cost to run the localized area for drop off in 2023 is \$150,000.00. Only 18% of the residents are using the program. We are in partnership with Oak Bluffs in that transfer station and we may want to utilize this more. This is a stop measure gap to be able to maintain the \$110,000.00

per year subsidized that we have been doing in past years. Member Kristal opened up to the public for comment. Mr. Snyder asked why we are in this business and stated that it is not that inconvenient to go to Oak Bluffs to dispose of items. Member Kristal agreed and stated that the more you handle it the more expensive it becomes. There is also the concern if we won't have something available will things be left on the side of the road. Melinda Loberg spoke about the organic food scrap collection by Island Grown Initiative.

Member Gomez motioned to close public portion of the hearing. Member Cutrer seconded the motion. Roll Call Vote: Gomez – Aye; Cutrer – Aye; Kristal – Aye. The motion was unanimously approved.

Vehicle Sticker: from \$35.00 to \$50.00

Member Gomez motioned to approve. Member Cutrer seconded the motion. Roll Call Vote: Gomez – Aye; Cutrer – Aye; Kristal – Aye. The motion was unanimously approved.

Additional Sticker: from \$10.00 to \$25

Member Gomez motioned to approve. Member Cutrer seconded the motion. Roll Call Vote: Gomez – Aye; Cutrer – Aye; Kristal – Aye. The motion was unanimously approved.

Senior Sticker: from \$20.00 to \$35.00

Member Gomez motioned to approve. Member Cutrer seconded the motion. Roll Call Vote: Gomez – Aye; Cutrer – Aye; Kristal – Aye. The motion was unanimously approved.

Car Tires: from \$5.00 to \$15.00

Member Gomez motioned to approve. Member Cutrer seconded the motion. Roll Call Vote: Gomez – Aye; Cutrer – Aye; Kristal – Aye. The motion was unanimously approved.

TVs: from \$25.00 to \$35.00

Member Gomez motioned to approve. Member Cutrer seconded the motion. Roll Call Vote: Gomez – Aye; Cutrer – Aye; Kristal – Aye. The motion was unanimously approved.

Truck Tires: from \$20.00 to \$35.00

Member Gomez motioned to approve. Member Cutrer seconded the motion. Roll Call Vote: Gomez – Aye; Cutrer – Aye; Kristal – Aye. The motion was unanimously approved.

TOWN ADMINISTRATOR REPORT

LICENSES:

Common Victualler Licenses -Island Fresh Pizza & Subs, 395 State Road, Johns Fish Market, 5 Martin Road, Mocha Motts, 15 Main Street

Member Gomez motioned to approve all Common Victualler license renewals as stated above. Member Cutrer seconded the motion. Roll Call Vote: Gomez- Aye, Cutrer- Aye, Kristal -Aye. The motion was unanimously approved.

Taxi Licenses- Stagecoach Taxi, Martha's Vineyard Taxi, Bluefish Taxi, Able Taxi

Member Gomez motioned to approve all Taxi license renewals as stated above. Member Cutrer seconded the motion. Roll Call Vote: Gomez- Aye, Cutrer- Aye, Kristal -Aye. The motion was unanimously approved.

Buskers Permit- Scott Serkez

Member Gomez motioned to approve Busker Permit as stated above. Member Cutrer seconded the motion. Roll Call Vote: Gomez- Aye, Cutrer- Aye, Kristal -Aye. The motion was unanimously approved.

Lodging License – Crocker House Inn, 12 Crocker Ave.

Member Gomez motioned to approve Lodging license renewal as stated above. Member Cutrer seconded the motion. Roll Call Vote: Gomez- Aye, Cutrer- Aye, Kristal -Aye. The motion was unanimously approved.

One Day Alcohol Licenses – Martha's Vineyard Museum:

Workshop Historical Embroidery, May 20, 2022; Exhibit Opening, May 27, 2022; Martha's Vineyard Charter School Twenty-five Year Celebration, June 4, 2022; Island Trivia Night, June 11, 2022; Pre-wedding Welcome Dinner, June 17, 2022

Member Gomez motioned to approve all One Day Alcohol Licenses for the MV Museum as stated above. Member Cutrer seconded the motion. Roll Call Vote: Gomez- Aye, Cutrer- Aye, Kristal -Aye. The motion was unanimously approved.

EVENTS

Tisbury Town Picnic, Memorial Day - Will be held at the Spring Building, Lake Tashmoo, noon to 4:00 pm.

Tisbury Street Fair, July 8, 2022 – 6:30 pm to 9:30 pm, closure of Main Street and Union Street to general vehicle access and parking. The Board decided to close Main Street and Union Street at 4:00 pm instead of the proposed time of 5:00 pm.

Member Gomez motioned to approve. Member Cutrer seconded the motion. Roll Call Vote: Gomez- Aye, Cutrer- Aye, Kristal -Aye. The motion was unanimously approved.

Additional Memorial Day weekend events mentioned: Tisbury School “March to the Sea” on Friday, May 27th, arriving at Owen Park at 1:00pm and the Veterans march and Graveside Ceremony on Memorial Day.

PROJECTS

Martha’s Vineyard High School Capital Project Formula Discussion and Recommendation

Member Kristal stated that the Select Board Working Group will be meeting at 6:00 pm tonight. Jon Snyder has been doing yeoman’s work on a formula for funding this project that Tisbury will be presenting later today. We are looking at a 23% share of capital costs of the high school project for discussion purposes but a good starting point. Mr. Grande stated that they wanted us to provide input on the 25/75% formula and the formula that Mr. Snyder has created takes into account the other comments of the other towns. We would like to present this as an alternative formula keeping in mind the ability to pay.

Tisbury School Renovation and Addition Discussion and Recommendation of Construction Option

Member Kristal stated that the Tisbury Building Committee has voted to recommend proceeding with Option 3. Mr. Grande stated that he is recommending Option 3 to the Town and Select Board which can mitigate the cost to the interim school facility and get you to a guaranteed maximum price for the bulk of the project. There was no objection from the Board.

Marine Terminal Update

Member Kristal stated that Ralph Packer executed the lease with Vineyard Wind on April 13, 2022, which is the critical milestone for this logistical support hub for Vineyard Wind and for the future working waterfront in Vineyard Haven. The Board was provided with the issued Combined Chapter 91 permit and 401 Water Quality Certification for dredging associated with the project. Mr. Grande stated that dredging is limited to certain times of the year due to fish and wildlife limitations. He would have to check on the timing but he does know it’s not now but it is a major piece of the project. He would hope that some of the beach spoils would be suitable for some of our beaches that need nourishment.

Massachusetts Department of Transportation Beach Road Utilities Update

The contractor and the Massachusetts Department of Transportation are requesting to continue working until June 24th. The recommendation is to exclude Memorial Day weekend. We also received correspondence from Debbie Packer from R. M. Packer and some of their concerns have been addressed after meeting with them on site along with the Massachusetts Department of Transportation and Public Works Director, Kirk Metell. Ms. Packer was in attendance and spoke about the history of the utility pole situation in front of her father’s new office and their vision and many years of working to have underground utility lines on their properties on Beach Road. She explained that three poles have been put back and feels this has defeated all their work. After not getting anywhere with the Massachusetts Department of Transportation and the federal government they hired an engineer to design a solution to still have the poles but in a different location. Ms. Packer spoke with the Federal Highway Administration District 5 Engineer, and he said there is a window of hope which is before the project ends and the poles are set live. Ms. Packer is asking the Board to support the relocation of these poles. The Board gave Mr. Grande authorization to continue discussions to solve this three-pole issue.

Member Gomez motioned to support pole relocation. Member Cutrer seconded the motion. Roll Call Vote: Gomez- Aye, Cutrer- Aye, Kristal -Aye. The motion was unanimously approved.

Member Gomez motioned to allow Beach Road utilities work to continue until June 24th with the condition that the utility pole issue is addressed. Member Cutrer seconded the motion. Roll Call Vote: Gomez- Aye, Cutrer- Aye, Kristal -Aye. The motion was unanimously approved.

Herring Creek Road Access Update

Mr. Grande stated that he had an inquiry from a property owner, Mark Alexander, regarding his concerns with traffic on the roadway. There are a lot of different parties that have an interest in that roadway in terms of having it passable but also to have it accessible because it is public. He had a conversation with Nancy Weaver of the Land Bank and received correspondence from James Lengyel expressing how they have been involved in coordinating with the town in managing the lower end of the roadway. He would like to revisit these topics with them along with our staff because it does have an impact on municipal services and also look into the legalities of the easement access. Mr. Alexander was in attendance and spoke about the condition of the road and how the Land Bank and residents have impeded access.

DEPARTMENT/COMMITTEE REPORTS

Wastewater Comprehensive Wastewater Management Plan, Needs Assessment

Bob Rafferty, PE of Environmental Partners spoke about the needs assessment report. This is a working document and is ever changing. The goal is keeping nitrogen out of the estuaries. They want to deliver the needs assessment to the Massachusetts Department of Environmental Protection, have a public presentation and explain what a total maximum daily load (TMDL) is, what a watershed is and to explain where all these nitrogen sources are coming from and how to move forward to control it.

Member Gomez motioned to approve to accept the Comprehensive Wastewater Management Plan Needs Assessment and start the process. Member Cutrer seconded the motion. Roll Call Vote: Gomez- Aye, Cutrer- Aye, Kristal -Aye. The motion was unanimously approved.

Wastewater Improvements, American Recovery Plan Act Funds

Jared Meader, Wastewater Superintendent, stated that they were looking for an approval and have submitted an application for money that was made available to the Town. They have received half the money (\$214,361.00) up front and after speaking with the Town Accountant they were advised to get a vote from the Select Board for the money to go towards the Enterprise Fund. The intent is to use the money for the Harbor Master pump-out boat. Due to the tight tank, there are complaints from people on the beach about the smell which is a constant issue, and it fills up quickly. They would then incorporate a grinder pump system and do a low-pressure system out to the sewer main. Then they will not have any down time at the pumps.

Member Gomez motioned to approve. Member Cutrer seconded the motion. Roll Call Vote: Gomez- Aye, Cutrer- Aye, Kristal -Aye. The motion was unanimously approved.

Wastewater Flow Approval, S & S Kitchenette, 48 Main Street

Jared Meader stated that this is a change of use request for a food service establishment with a 24-seat capacity. The original flow was 1680 gallons, the new use will be for 1200 gallons so there will be a return of 480 gallons back into our supply of available flow.

Member Gomez motioned to approve. Member Cutrer seconded the motion. Roll Call Vote: Gomez- Aye, Cutrer- Aye, Kristal -Aye. The motion was unanimously approved.

ANNOUNCEMENTS

Member Kristal announced the passing of two amazing people who worked with the Council on Aging, Bruce Doten on April 25th and Ken Gross on May 3rd.

ADMINISTRATIVE SESSION

Treasurer Authorization for Year End Interdepartmental Transfers

Member Gomez motioned to approve contingent upon the Finance Committee approval. Member Cutrer seconded the motion. Roll Call Vote: Gomez- Aye, Cutrer- Aye, Kristal -Aye. The motion was unanimously approved.

Building and Zoning Department Reserve Fund Transfer Request

Member Gomez motioned to approve. Member Cutrer seconded the motion. Roll Call Vote: Gomez- Aye, Cutrer- Aye, Kristal -Aye. The motion was unanimously approved.

APPROVAL OF MEETING MINUTES

April 20, 2022

Member Gomez motioned to approve the minutes as stated above. Member Cutrer seconded the motion. Roll Call Vote: Gomez- Aye, Cutrer- Aye, Kristal -Aye. The motion was unanimously approved.

PAYROLL

3/26/22 \$143,257.65 4/09/22 \$139,406.26 4/02/22 \$396,564.88 4/16/22 \$365,487.54

Member Gomez motioned to approve the payrolls as stated above. Member Cutrer seconded the motion. Roll Call Vote: Gomez- Aye, Cutrer- Aye, Kristal -Aye. The motion was unanimously approved.

BILLS PAYABLE

2/17/22 \$8,030,333.33 3/29/22 \$565,756.18 4/05/22 \$1,061,583.08 4/12/22 \$411,471.26

Tappe, School Renovation and Addition Project: Invoice #220408 for \$3550.00; Invoice #220409 for \$128,333.18

Daedalus (CHA Companies) School Renovation and Addition Project: Invoice #39235-14 for \$60,000.00; Invoice #39235-13 for \$52,500.00

Member Gomez motioned to approve bills payable as stated above. Member Cutrer seconded the motion. Roll Call Vote: Gomez- Aye, Cutrer- Aye, Kristal -Aye. The motion was unanimously approved.

MEETING ADJOURNMENT

Respectfully submitted by

Lorna Welch, Executive Assistant

Jeff Kristal
Chair

DocuSigned by:

0FB74CCBCB6C4D1...
Larry Gomez
Vice Chair

DocuSigned by:

4F78EAB0FE5E4E6...
Roy Cutrer
Clerk