

TISBURY SELECT BOARD MEETING MINUTES
Wednesday, September 14, 2022, at 4:30 PM
Larry Gomez, Roy Cutrer, John Cahill
VIRTUAL MEETING

SELECT BOARD MEMBERS PRESENT: Larry Gomez, Roy Cutrer, John Cahill

STAFF PRESENT: John Grande, Town Administrator, Elena De Foe, Executive Assistant, Pamela Bennett, Human Resources Coordinator

CALL TO ORDER

Vice-Chair Roy Cutrer called the meeting to order at 4:30PM.

PUBLIC HEARING

4:30 PM Harbor Use Permit for Seaplane or Floatplane by Eric Atkins to Service in Tisbury Waterways in the area of West Chop and Vineyard Haven Harbor pursuant to sections .03, USE OF THE CHANNELS, MOORING AREAS AND ANCHORAGES b), iv) and .09) OTHER AUTHORITIES of the Vineyard Haven Harbor District of Critical Planning Concern.

Vice-Chair Cuter read the public hearing notice and opened the hearing.

Mr. Atkins stated the reason he is applying is because he flies a seaplane that belongs to one of the families owning a property in West Chop. He has been performing this service for the last 20 years and has never been approached by Harbormaster until a few weeks ago. After consulting with DCPC regulations he submitted a Harbor use permit application. Mr. Atkins elaborated that the owners are a long time Tisbury family George Looney and Kimber Tools-Colson. Mr. Looney sponsored the Tennis outreach program in Tisbury.

Mr. Grande explained that the window between receiving the application and having to hold a hearing is very narrow. Due to that and the Waterways Advisory Committee not able to meet we do not have their recommendation on the application and have not had time to perform the necessary research in debt. Mr. Grande is concerned whether in fact this application is considered a seaplane/ float plane service. If this is not similar to Cape Air or Tailwind which are a seaplane service, he is unsure it falls under that standard.

Mr. Atkins explained the different between the services of Cape Air and Tailwind is that those are commercial operations. The aircraft he is operating is privately owned and not available for rental. It only services the family who owns it which is Mr. Atkin's direct employer.

Mr. Crocker stated that Coast Guard had no objections to the seaplane operation, and he is awaiting input from the Steamship. He also stated risks associated with this operation are manageable. Mr. Crocker asked to continue the hearing until a recommendation is provided by the Waterways Advisory Committee.

Mr. Cahill expressed a concern about setting a precedent for seaplanes. Suggested to reach out to the airport for some input. Mr. Grande believes that this is not a seaplane service operation. He stated the question is if it should be approved as an exception by Select Board or subject to waterways regulations or regulated by others.

Mr. Gomez asked how many flights per month per year and if Mr. Jeff Canha's oyster farm is going to be affected.

Mr. Atkins responded that at most he has made 20 landings in a year. No operations in the winter. Most flights are done July and August.

Mr. Crocker explained the plane lands in outer harbor Main Channel and West Anchorage. Mr. Canha's farm will not be affected, and you are supposed to be able to transmit over it.

Vice-Chair Cutrer suggested usage fees for the airplane and recommended the Waterways Committee to advice. Member Cahill and Chair Gomez agreed.

Mr. Arch Smith is a neighbor of the family and mores his boat in the area. He made a comment that there has not been any issues in all the years the plane has operated, and it is less noisy than the medevac flight.

Member Cahill made a motion to continue the hearing to September 28, 2022, at 4:45PM. Chair Gomez seconded. Roll Call Vote. The vote was 3 in favor, 0 opposed, and 0 abstained.

APPOINTMENTS

Center for Living- Christine Burke

Ms. Bennett explained Ms. Burke already sits on the board so she will just be serving our roll.

Chair Gomez made a motion to appoint Christine Burke to Center for Living. Member Cahill seconded. Roll Call Vote. The vote was 3 in favor, 0 opposed, and 0 abstained.

Library Board- Christine Burke, Virginia Crisman

Ms. Bennett clarified that the appointments are for the Library Board of Trustees. It is an elected position but since there are vacancies it becomes an appointment from the Select Board.

Mr. Arch Smith explained that the Trustees have received five applications and are unanimously recommending the two candidates. He introduced Ms. Virginia Crisman and Ms. Christine Burke.

Member Cahill made a motion to appoint Virginia Crisman and Christine Burke as Library Trustees. Chair Gomez seconded. Roll Call Vote. The vote was 3 in favor, 0 opposed, and 0 abstained.

SPECIAL TOWN MEETING SEPTEMBER 20, 2022

Select Board Recommendation Warrant Article

Chair Gomez motioned to recommend the support of the Article at the September 20, 2022, Special Town Meeting. Cahill seconded the motion. Roll Call Vote. The vote was 3 in favor, 0 opposed, and 0 abstained.

TOWN ADMINISTRATOR REPORT

Mink Meadows Notice of intent to sell of Chapter Land under 61B- No Mink Meadows representative. Item moved to September 28, 2022.

Cable Company Contract Review- Mr. Grande In March of 2023 current cable contract expires and the cable advisory committee will be sending a work product in the near future for a new draft license.

Special Event Application-Martha's Vineyard Museum- Hutker Architects Celebrating 30th Anniversary- September 29, 2022

Special Event Application-Martha's Vineyard Museum- MV Hospital Board Members Dinner- October 13, 2022

Special Event Application-Martha's Vineyard Museum- MVM Nightlife: Spooky Scrimshaw Pumpkins- October 14, 2022

Mr. Adam Smith explained they had 11 private events. They have used all of the 8 permitted in July and August. They are one event away from the permitted 12. They will be at 27 One Day Alcohol with the presented three. No children are attending the Spooky Scrimshaw Pumpkins event.

Member Cahill made a motion to approve the special events for Martha's Vineyard Museum - Hutker Architects Celebrating 30th Anniversary- September 29, 2022, MV Hospital Board Members Dinner- October 13, 2022, MVM Nightlife: Spooky Scrimshaw Pumpkins- October 14, 2022. Chair Gomez seconded. Roll Call Vote. The vote was 3 in favor, 0 opposed, and 0 abstained.

One Day Alcohol License-Martha's Vineyard Museum September 29, 2022

One Day Alcohol License-Martha's Vineyard Museum October 13, 2022

One Day Alcohol License-Martha's Vineyard Museum October 14, 2022

Member Cahill made a motion to approve the One-day alcohol licenses for the Martha's Vineyard Museum for the following dates September 29, 2022, October 13, 2022, October 14, 2022. Chair Gomez seconded. Roll Call Vote. The vote was 3 in favor, 0 opposed, and 0 abstained.

COMMITTEE AND DEPARTMENTS REPORTS AND REQUESTS

Department of Public Works Paving Announcement

Mr. Metell announced that paving on Daggett Avenue will be performed on September 22, 23 and possibly 26th. The work will involve replacing non-ADA compliant sidewalk curb and new pavement. He explained that Greenwood Ave will be paved next. Mr. Metell stated the plan is to replace the water mains and drainage and pave Pine Tree Lane, Oak Tree Lane, Harbor View Lane and Grove Avenue before December. The Department is following the pavement management plan which is posted on the website.

Comcast Request for Property Access 51 Spring Street-Town Clerk's Office

Chair Gomez made a motion to authorize the SB chair to sign a contract to install a cable system to computers relative to elections. Member Cahill seconded. Roll Call Vote. The vote was 3 in favor, 0 opposed, and 0 abstained.

MEETING MINUTES

July 25, 2022 August 10, 2022 August 24, 2022 August 30, 2022 September 2, 2022

Member Cahill made a motion to approve the minutes as presented. Cutrer seconded. Roll Call Vote. The vote was 3 in favor, 0 opposed, and 0 abstained.

BILLS PAYABLE

Tisbury School Invoices

Tappe \$64,166.67

Carrolls MVRT \$5,966.40, \$2,158.52

Member Cahill made a motion to approve the invoices as presented. Chair Gomez seconded. Roll Call Vote. The vote was 3 in favor, 0 opposed, and 0 abstained.

8.16.22 \$196,978.50 8.23.22 \$1,439,083.52 8.26.22 \$1,322.58 8.30.22 \$14,028,728.55
9.6.22 \$786,808.95

Member Cahill asked what the 14-million-dollar warrant of 8.30.22 include. Ms. Kennedy explained that 13 million dollars is for interest payment to the School Bonds.

Member Cahill made a motion to approve the bills payable as presented. Chair Gomez seconded. Roll Call Vote. The vote was 3 in favor, 0 opposed, and 0 abstained.

PAYROLL

Town Accountant's Compensation

Member Cutrer asked for Member Schilling of the Personnel Board to speak. He stated the board received in their packet a copy of the Personnel board minutes. It was brought to them by town Finance director, and it is the role of PB to decide if extraordinary circumstances exist. It was the boards finding they did indeed exist. The circumstance was extraordinary on different levels both from absence of a long-term employee to the way it was handled both procedurally and administratively. The Personnel board recommend it required compensation for an employee who did do the work. Mr. Grande stated we have some recommendation regarding procedural and process from the PB. He is submitting is not specific to that matter only how to address it long term. We have a motion from the PB that recommended not to exceed \$250 per week stipend for 52 weeks. That total would be \$13,000. In terms of any other claimed hours, he could view that as compensatory time off, not compensated in terms of dollars. **Cahill made the motion to approve the maximum amount of \$13,000 to settle all compensation claim; except for any delta between the amount compensated and amount claimed to be in compensatory time off. Seconded by Gomez. Roll call vote. The vote was 3 in favor, 0 opposed, and 0 abstained.**

8.25.22 \$328,771.28 9.1.22 \$205,461.11 9.8.22 \$366,735.93

Member Cahill made a motion to approve the payroll as presented. Chair Gomez seconded. Roll Call Vote. The vote was 3 in favor, 0 opposed, and 0 abstained.

PROSPECTIVE MEETINGS SCHEDULE AND AGENDA ITEMS

Administrative meeting on September 20 for any updates related to Special Town Meeting. Regular meeting on September 28, 2022.

MEETING ADJOURNMENT

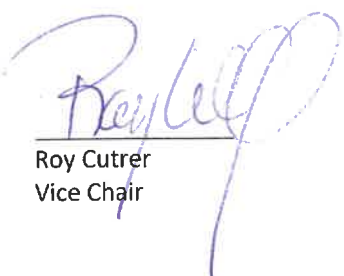
Chair Gomez motioned to adjourn the meeting. Member Cahill second. Roll Call Vote. The vote was 3 in favor, 0 opposed, and 0 abstained.

Meeting was adjourned at 5:44 PM.

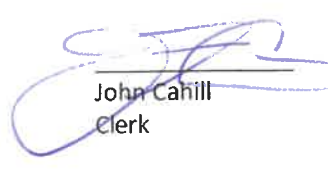
Meeting Minutes Recorded by Executive Assistant Elena De Foe

Meeting Minutes Approved September 28, 2022

Larry Gomez
Chair



Roy Cutrer
Vice Chair



John Cahill
Clerk