

TISBURY SELECT BOARD TISBURY SCHOOL COMMITTEE JOINT MEETING MINUTES

Tuesday, April 27, 2021, at 5:00 PM

Tisbury Town Hall, Katherine Cornell Theater, 51 Spring Street, Vineyard Haven
James Rogers; Jeff Kristal; Larry Gomez

Due to ongoing efforts to prevent spread of Covid-19 this meeting will be held remotely via Zoom platform.

Select Board Members Present: Jeff Kristal, James Rogers, Larry Gomez

Tisbury School Committee Members Present: Amy Houghton, Michael J Watts, Jennifer Cutrer

Others Present: John Grande – Town Administrator, Alexandra Kral -Executive Assistant, David Doneski, Pam Bennett, Harold Chapdelaine

JOINT MEETING CALLED TO ORDER AT 5:35 PM

Ballot Question on Tisbury School Project

Member Rogers read out the proposed ballot question. Ms. Houghton asked if language regarding approximate size of the school addition can be removed from the question. Mr. Doneski stated that said language change is allowable and he also recommends removing approximation language. Member Kristal suggested to adding word “enlarge” to allow for possibility of multiple additions. Mr. Watts asked for the word addition to be put in plural form. Harold Chapdelaine asked if the question should refer to the amount of funds required for completion of the Tisbury School project. Mr. Doneski stated that ballot questions do not require such details as they connected to the more specific warrant article.

Member Kristal motioned to approve ballot question on the Tisbury School Project as amended. Member Gomez seconded the motion. Roll Call Vote: Gomez – Aye; Rogers – Aye; Kristal – Aye. The motion was unanimously approved.

Tisbury School Committee’s vote on the ballot question is not required.

Member Rogers read out language of the warrant article. Mr. Doneski recommended for the Board to conceptually approve proposed warrant article language as it will need to be further adjusted to include required clauses.

Member Gomez motioned to support and endorse a warrant article for renovation and expansion of the elementary school in the scope presented to the meeting and subject to final revisions by Town Counsel.

Member Kristal seconded the motion. Roll Call Vote: Gomez – Aye; Rogers – Aye; Kristal – Aye. The motion was unanimously approved.

Member Watts motioned to support and endorse a warrant article for renovation and expansion of the elementary school in the scope presented to the meeting and subject to final revisions by Town Counsel.

Member Cutrer seconded the motion. Roll Call Vote: Houghton – Aye; Watts – Aye; Cutrer – Aye. The motion was unanimously approved.

Member Watts motioned to adjourn Tisbury School Committee meeting. Member Cutrer seconded the motion. Roll Call Vote: Houghton – Aye; Watts – Aye; Cutrer – Aye. The motion was unanimously approved.

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Members Present: Jeff Kristal, James Rogers, Larry Gomez

Others Present: John Grande – Town Administrator, Alexandra Kral -Executive Assistant, David Doneski, Pam Bennett, Jared Meade, Greg Leland

MEETING CALLED TO ORDER AT 5:00 PM

DEPARTMENTAL/COMMITTEE'S REPORTS

Wastewater Superintendent:

- 20 Beach Street Ext. Flow Increase

Member Gomez motioned to approve flow increase for 20 Beach Street Ext,. Member Kristal seconded the motion. Roll Call Vote: Gomez – Aye; Rogers – Aye; Kristal – Aye. The motion was unanimously approved.

- 5 Beach Street Tie In

Member Gomez motioned to accept tie in from the 5 Beach Street. Member Kristal seconded the motion. Roll Call Vote: Gomez – Aye; Rogers – Aye; Kristal – Aye. The motion was unanimously approved.

- 10 State Road Tie In

Member Gomez motioned to accept tie in from the 10 State Road. Member Kristal seconded the motion. Roll Call Vote: Gomez – Aye; Rogers – Aye; Kristal – Aye. The motion was unanimously approved.

PUBLIC HEARING

5:30 PM Continued Public Hearing to review and consider request to transfer location of the auto rental license for Vineyard Enterprises, Inc., d/b/a Budget Car Rental from 45 Beach Road to 19 Beach Road

Select Board visited new proposed site for the Budget Car rental. Member Gomez stated that he had no concern over the new location.

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

Member Kristal motioned to approve transfer of location of the auto rental license for Vineyard Enterprises, Inc., d/b/a Budget Car Rental from 45 Beach Road to 19 Beach Road . Member Gomez seconded the motion. Roll Call Vote: Gomez – Aye; Rogers – Aye; Kristal – Aye. The motion was unanimously approved.

5:45 PM Public Hearing to review and consider request by NSTAR Electric Company D/B/A Eversource Energy to install 50' of conduit under the town road to provide permanent electric service for the customer located at 849 Main Street.

Member Rogers read out public hearing notice. Marissa Jackson was present on behalf of Eversource. There were no concerns regarding proposed petition from the Staff Members. Mr. Gomez asked that road repairs be done at the higher standard.

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

Member Kristal motioned to approve request by NSTAR Electric Company D/B/A Eversource Energy to install 50' of conduit under the town road to provide permanent electric service for the customer located at 849 Main Street. Member Gomez seconded the motion. Roll Call Vote: Gomez – Aye; Rogers – Aye; Kristal – Aye. The motion was unanimously approved.

6:00 PM Public Hearing to review and consider an application of New Cingular Wireless PCS, LLC d/b/a AT&T ("AT&T") for a Grant of Location for a Wireless Small Cell Facility, Including Telecommunication Wires and Wireless Attachments and Appurtenances on a Replacement Utility Pole in the Public Right of Way located at the Pole #102/8 - Near 60 Center Street

Member Rogers read out public hearing notice. Ed Pare was present at the meeting on behalf of the AT&T.

AT&T proposes this low-power small cell facility in the Town of Tisbury to deal with the rapidly increasing demands on AT&T's wireless network. This small cell facility will work in conjunction with the existing macro cell sites installed on rooftops, towers, and other structures in and around the Town of Tisbury. Mr. Pare shared detailed plans of the proposal through the screenshare function. Harold Chapdelaine stated that location of the work is outside of William Street Historic District. Joe Hall, 70 Spring Street asked if the pole height and if diameter will remain the same. Mr. Pare stated that new pole will be shorter but was not sure on the diameter.

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

Member Kristal motioned to approve application of New Cingular Wireless PCS, LLC d/b/a AT&T (“AT&T”) for a Grant of Location for a Wireless Small Cell Facility, Including Telecommunication Wires and Wireless Attachments and Appurtenances on a Replacement Utility Pole in the Public Right of Way located at the Pole #102/8 - Near 60 Center Street with condition to relocate pole from the middle of the sidewalk and to restrict height of the new pole. Member Gomez seconded the motion. Roll Call Vote: Gomez – Aye; Rogers – Aye; Kristal – Aye. The motion was unanimously approved.

DISCUSSION

Ballot Questions 2021

Select Board reviewed ballot question for pavement project. Town Administrator asked if it will be helpful to include full mileage of the proposed roadwork in the ballot question. Mr. Doneski stated that its allowable and depends on boards preference.

Member Kristal motioned to approve ballot question as presented. Member Gomez seconded the motion. Roll Call Vote: Gomez – Aye; Rogers – Aye; Kristal – Aye. The motion was unanimously approved.

Public Petition: Pick up Only Parking Spaces, Main Street

The Select Board is in receipt of the public petition signed by many downtown businesses requesting to designate pick only parking space along the Main Street.

Member Kristal motioned to designate pick up only parking spaces as it was done previous year. DPW is to install appropriate signage. Member Gomez seconded the motion. Elio Silvia was present at the meeting asking that pick up only space continue through the shoulder season as well. Member Rogers stated the Board is not imposing any expiration date at this time. **Roll Call Vote: Gomez – Aye; Rogers – Aye; Kristal – Aye. The motion was unanimously approved.**

Firefighter Special Legislation Request

The special legislation has to first be approved at the Special Town Meeting. The article would authorize the Select Board to petition the General Court for the enactment of special legislation entitled “An Act Authorizing the Town of Tisbury to Continue the Employment of Fire Department Employees Subject to Mandatory Retirement”. The special town meeting article deadline has passed. If approved by the Board this article will be submitted as a late-filed article and will require acceptance by the Finance and Advisory Committee. The special legislation process is lengthy and if not approved by the town meeting this year it will push legislation out by two years. The finance committee agreed to meet on Friday to accept the late-filed article ahead of the Select Board meeting to close Town meeting warrants.

Member Gomez motioned to approve warrant article for firefighter special legislation request. Member Kristal seconded the motion. Roll Call Vote: Gomez – Aye; Rogers – Aye; Kristal – Aye. The motion was unanimously approved.

Lagoon Pond Town Landing Bathroom Facility

Member Rogers read a letter received from Lagoon Pond Association into the record.

Member Kristal motioned to accept offer from the Lagoon Pond Association to construct a wood enclosure at the Town landing for the Town to install the port-a-potty. Member Gomez seconded the motion. Town Administrator will work with LPA to work out details of shared maintenance costs. **Roll Call Vote: Gomez – Aye; Rogers – Aye; Kristal – Aye. The motion was unanimously approved.**

ADMINISTRATIVE SESSION

Lagoon Pond Association Donation Acceptance

The donation of \$3000 to support Shellfish Department.

Member Kristal motioned to accept donation from the LPA and send a thank you note. Member Gomez seconded the motion. Roll Call Vote: Gomez – Aye; Rogers – Aye; Kristal – Aye. The motion was unanimously approved.

Memorandum of Understanding Martha’s Vineyard Museum

Town Administrator and Building Inspector have been working closely with Museum representative Heather Sage and David Green. Agreement allows for events that are not related to the museum, but they are capped in number. Museum related events are exempt, but Museum will still be notifying the Town of those events through online permitting software. There are limitations on hours and noise levels. Mr. Seavey read out new proposed language for section 11 regarding online permitting process. Member Rogers asked that the Select Board still have final approval over any submitted application. Mr. Doneski stated that the agreement set up as blanket approval for certain number of events with the predetermined set of condition. It does not provide for individual review. The only special approval required from Select Board is if the event required a one day alcohol license. Board also raised concerns regarding overflow parking over the at the Veterans Parking. Additionally, Member Kristal asked that agreement is reviewed and acted on six months ahead of expiration date.

Member Kristal motioned to conditionally approve MOU with Martha’s Vineyard Museum pending final revisions by the Town Counsel. Member Gomez seconded the motion. Roll Call Vote: Gomez – Aye; Rogers – Aye; Kristal – Aye. The motion was unanimously approved.

Vote to Award an \$893,000 Wastewater Bonding to the USDA

Member Kristal motioned to approve Bond Resolution as presented. Member Gomez seconded the motion. Roll Call Vote: Gomez – Aye; Rogers – Aye; Kristal – Aye. The motion was unanimously approved.

Bills Payable 04/06/21 \$142,496.25

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

PROSPECTIVE MEETING AGENDA(S)

EXECUTIVE SESSION

Vote to go into Executive Session pursuant to M.G.L. c. 30 A, Sec. 21(a) 2. To conduct strategy sessions in preparation for negotiations with nonunion personnel (Police Chief Employment Agreement) 3. To discuss strategy with respect to collective bargaining (Police Union) and pending litigation (Town of Tisbury vs. Clarence A. Barnes III) if an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares. **Not to reconvene in the Open Session.**

Roll Call Vote: Gomez – Aye;

Rogers – Aye;

Kristal – Aye.

The motion was unanimously approved.

MEETING ADJOURNMENT

Respectfully submitted by
Alexandra BenDavid

James J. Rogers
Chair

Jeff Kristal
Vice Chair

Larry Gomez
Clerk