

## **Minutes**

## **Board of Selectmen**

**5 December 2006**

Present: Riggs Parker, Frank Fenner, Warren Doty, Tim Carroll, Mark Lovewell, Dennis Jason, Jonathan Revere, Ms. Vaughn, Brent Bandi.

Meeting called to order at 7:31 PM by Mr. Parker.

Minutes of 8 November 2006 approved with corrections.

Minutes of 21 & 27 November were postponed to the next meeting.

### **Comfort Station & Menemsha Trash**

The Selectmen decided to discontinue the week-by-week off season trash service at this time. They commended Mr. Bandi for his work this summer. The board asked what repairs were needed. Mr. Bandi said that the solar system had just been inspected and was in fine condition. He said that the outside light fixtures needed to be replaced, the screen doors needed to have hardware cloth added to protect them, that he would need eight new trash barrels and four new lids. He told the Selectmen that people had asked for changing stations to be installed in both rest rooms.

Mr. Doty discussed the memorandum from the Board of Health encouraging a larger septic tank, a urinal and other water saving measures. It was agreed Mr. Carroll should draft a warrant article.

Mr. Bandi asked about the renewal of the contract. It was agreed to research this and discuss it at the next meeting.

### **Conservation Commission**

Mr. Fenner moved and Mr. Doty seconded a motion to appoint Virginia Dryer as a full member of the Conservation Commission. SO VOTED: Three Ayes. Mr. Parker recommended she take the MACC classes for certification and Mr. Fenner agreed. Mr. Carroll reminded the board of a need for a new associate member.

### **Dukes County**

The board discussed the request of the County Manager for the most important problems facing the town. Mr. Doty said fisheries. Mr. Doty said that this was a serious concern to all the towns and anything the county could do would be benefit to everyone. Mr. Parker suggested having the county seek relaxed regulations from the state. Mr. Doty said that an Island Energy Use plan to complement the Cape Light Compact efforts.

Mr. Fenner said health insurance and general insurance cost to the towns. Mr. Fenner suggested joint purchasing contracts for supplies and the preservation of Menemsha and our fishing heritage. He also asked the county to get a better handle on the Sheriff's budget.

Mr. Parker suggested a county gasoline fuel terminal on the island to provide gas to island stations at a price pegged to the Providence rack plus costs. He said it would remove gasoline from the ferries and improve safety. Mr. Fenner suggested including fuel oil and other things. Mr. Parker said it would be a challenge to get a public fuel facility and that it didn't need to be public. He said he would be glad to be of any help giving advice to the county.

### **Tribal Road Inventory**

The selectmen discussed the request of the County Engineer to have the Selectmen designate roads for inclusion on the Tribal Road Inventory so that they would be eligible for possible federal funding. The board was concerned with any future restrictions. Mr. Parker said that West Tisbury was having their staff look into the federal law. Mr. Carroll said he would obtain a copy of her

research.

### **Harbor - Electrical**

Mr. Jason said he did not want to charge anything for the two 15 amp outlets on the new floating dock. The board discussed the issue and that of the commercial section of the filled dock. Mr. Parker directed the Harbor Master to not charge for 15 amp service across the board.

### **Harbor - deJesus**

Mr. Jason said that he had a letter from Mr. Paul deJesus saying he wants to come back next summer for two weeks and wanted clarification on the rule limiting him to only two weeks.

The Selectmen discussed Mr. Bob Congdon's response to being notified of the Selectmen's action on November 27<sup>th</sup>. The board agreed he could stay in his assigned slip (#12) or move to along the channel. Mr. Carroll said Mr. Congdon could also exercise his one year of grace and not use any slip this year as long as he paid for it.

Mr. Doty said that Mr. DeJesus could use the North End of the dock in July. Mr. Parker said that the rules could be rewritten to make them clearer on the two week rule. Mr. Fenner said that if Mr. deJesus left for a week, it would be ok for him to come back for fourteen days. There was discussion. Mr. Fenner said that Mr. deJesus has been a good customer and the town was not trying to make it difficult for him.

### **Town Accountant**

Tom Wilson has completed the Design & Construction seminar given by the Inspector General.

### **Martha's Vineyard Commission**

Mr. Parker submitted a draft letter to the MVC for the Selectmen to send in support of the MV Hospital. Mr. Doty moved and Mr. Fenner seconded a motion to send the letter pending Mr. Doty's review of the draft. SO VOTED: Three Ayes.

### **Middle Line Road**

The Selectmen discussed nominating the Middle Line Road project as a Development of Regional Impact. The board postponed this decision and agreed to recess this meeting until 8 AM on December 7<sup>th</sup> to meet with Town Counsel on this issue.

### **Childhood Cancer Awareness Week**

Mr. Doty moved and Mr. Fenner seconded a motion to declare this Childhood Cancer Awareness Week. SO VOTED: Three Ayes.

### **Middle Line Road Engineering**

Mr. Doty said that the architect needed the town to hire an engineering firm to do horizontal work, such as laying out the lots, roads and septic systems. The implications of Chapter 30B and the CPA were discussed. Legal Counsel advised that the town was exempt from Chapter 30B for these services. DOR gave the town advice that the CPA could be used for anything that would be necessary in order to get even one CPA qualified affordable housing lot. Since the town must do the layout of the development it was considered appropriate to use CPA funds. It was discussed that by the end of the project, all six of the homesites could be eligible under the CPA. If in the end some units/lots did not qualify, then the town could use unrestricted funds to repay the CPA fund if necessary. Vineyard Land Surveying worked on this project as a sub contractor for the town's feasibility study. Mr. Fenner moved and Mr. Doty seconded a motion to authorize Mr. Doty to sign

a contract with Vineyard Land Surveying. SO VOTED: Three Ayes.

### **Leslie Weiss**

The board discussed Mrs. Weiss's request to raise rates for beach stickers. Mr. Carroll asked to have the issue postponed so it could be advertised in advance.

### **FY2008 Budget Policy**

The board discussed adopting a policy to have all departments develop justifications for their entire budget and not just for any increases over last year. It was agreed that it would be a healthy exercise every few years to prevent budgets from being perpetuated.

Mr. Doty moved and Mr. Fenner seconded a motion to adopt a zero based budget process this year and to have all departments fully explain all budget requests. SO VOTED: Three Ayes.

### **Hariphs' Creek Town Landing**

It was announced that the paving was complete at the town landing today.

### **Harbor**

It was announced that the Harbor Master and Superintendent of Streets had erected the snow fence last week on Menemsha Beach.

### **Shellfish**

The board received a report from Shellfish Constable Stanley Larsen on oyster and bay scallops. He requested that the catch limits and number of days be increased for both.

After discussion, Mr. Fenner moved and Mr. Doty seconded a motion to raise the commercial catch limit for Oysters to three bushels a day and to keep the fishing at a three day week. SO VOTED: Three Ayes.

### **EXECUTIVE SESSION**

For the purposes of discussing land acquisition and to return to regular session at 8:00 AM on 7 December 2006.

Mr. Parker - Aye      Mr. Doty - Aye      Mr. Fenner - Aye

Meeting closed at 9:55 PM

MEETING WAS CONTINUED TO 7 December 2006 at 8:00 AM

APPROVED: January 2<sup>nd</sup> 2007