

Meeting called to order in the Selectmen's Meeting Room at 7:30 PM.

Cape Cod municipal Health Group

Mr. Fenner moved and Mr. Doty seconded a motion to sign the Joint Purchasing Agreement for health insurance. SO VOTED: Two Ayes.

Health Connector

Mr. Fenner moved and Mr. Doty seconded a motion to amend and approve the Section 125 plan for the town effective July 2007. SO VOTED: Two Ayes.

Health Insurance Savings

Treasurer Melanie Becker reported that eleven families and two individuals had switched from the Indemnity Plan saving the town \$18,600 since the incentive program was started this year.

PUBLIC HEARING on the Tax Classifications

Opened at 7:40 PM.

Mrs. Pam Bunker, Assistant Assessor, presented information to the Selectmen on the tax rate and the recommendation of the Board of Assessors to not adopt a residential factor. There were no comments from the public present.

Hearing was closed at 7:50 PM.

Mr. Fenner moved and Mr. Doty seconded a motion to have a single tax rate for FY2008 and a residential factor of 1. SO VOTED: Two Ayes.

Mrs. Bunker asked the Selectmen to sign the LA5 form from the RECAP acknowledging \$109,473.80 in Excess Levy Capacity. Mr. Fenner and Mr. Doty signed.

Conflict of Interest

A letter from Mr. Frank LoRusso disclosing a potential appearance of conflict of interest (M.G.L. Ch 268A §23(b)(3) involving the attorney representing both Mr. LoRusso and an applicant before the Zoning Board of Appeals (Lifestyle Development Corp. on October 9<sup>th</sup> 2007.

Mr. Doty moved and Mr. Fenner seconded a finding that Mr. LoRusso would not be unduly influenced by this relationship. SO VOTED: Two Ayes.

Community Policing Grant

Mr. Fenner moved and Mr. Doty seconded a motion to authorize the chairman to sign the grant contract. SO VOTED: Two Ayes.

Highway Department

Mr. Fenner moved and Mr. Doty seconded a motion to appoint Christian Soulagnet as a temporary Laborer for the Highway Department. SO VOTED: Two Ayes.

Shellfish

Mr. Doty moved and Mr. Fenner seconded a motion to open the Commercial Oyster Season on October 1<sup>st</sup> 2007 with attention to the state closure of waters and areas posted as closed to shellfishing by the Constable. SO VOTED: Two Ayes.

Mr. Doty moved and Mr. Fenner seconded a motion to open the family bay scallop season October 1<sup>st</sup> with the restriction that the Shellfish Constable shall consult with the Shellfish Propagation Agent and post as closed to shellfishing the areas recently planted with seed. SO VOTED: Two Ayes.

Mr. Carroll requested the Selectmen reconsider the \$100 application fee for shellfish grants. Mr. Fenner moved and Mr. Doty seconded a motion to reduce the fee to \$25. SO VOTED: Two Ayes.

#### Massachusetts Estuaries Project – Tisbury Great Pond

The Selectmen reviewed the contract and Mr. Fenner moved and Mr. Doty seconded a motion to authorize the chairman to sign the contract pending a review of the exact cost sharing between the Town, Town of West Tisbury and the pond association. SO VOTED: Two Ayes.

#### Staff Vacations

Mr. Carroll requested that the Selectmen grant a blanket extension for employees to carry over vacation time from FY2007 until December 31<sup>st</sup> 2007. It was discussed that this was done last year in expectation of the Personnel Bylaws being amended on this point. Mr. Fenner moved and Mr. Doty seconded a motion to grant a blanket extension of employee vacation time to December 31<sup>st</sup> 2007. SO VOTED: Two Ayes.

#### Harbor Building

Mr. Fenner handed out a drawing he had made for a possible building on Lot 8A at the Menemsha Bulkhead for the use of various departments.

Executive Session to discuss contract negotiation and land acquisition, and to not return to regular session. 8:13 PM Fenner – Aye Doty – Aye

EXECUTIVE SESSION MINUTES Chilmark Board of Selectmen September 25<sup>th</sup> 2007

Engley House

The board discussed a purchase and sale agreement between the M.V. Land Bank, Howard Hillman and the Town. The agreement would require Town Meeting approval and a Home Rule Petition before the General Court. Mr. Doty moved and Mr. Fenner seconded a motion to sign the agreement to swap the town owned land for four 1 acre resident homesites off of South Road. SO VOTED: Two Ayes.

The board reviewed a Press release on the land swap written by Mr. Fenner. It was approved for public distribution immediately.

Meeting Adjourned at 8:45 PM.

APPROVED: October 9<sup>th</sup> 2007