

### **Chilmark Board of Selectmen August 20, 2019 Meeting Minutes**

**Present:** Chairman Warren Doty, Bill Rossi and James Malkin. Others: Tim Carroll, Police Chief Jonathan Klarén, Ambulance Chief Ben Retmier, Fire Chief David Norton, Jeremy Bradshaw, Annie Bradshaw, Keona Chung, Gary Robinson, Will Parry, Christina Colarusso, Gerry Caton, Chris Smith and friend, Tim Rich, Clark Goff, Jonah Maidoff, Ingrid Maidoff, Sam Hart and Nancy Edwards. News reporters: Will Senet, Rich Saltzberg and Videographer Lynn Christoffers.

At 5:00 PM Chairman Doty called meeting to order in the Selectmen's meeting room.

#### **Minutes:**

Draft minutes from Selectmen's July 23, 2019 meeting were reviewed. Mr. Malkin moved to approve minutes as written. Mr. Rossi seconded the motion. **SO VOTED: 3 Ayes**

Draft minutes from Selectmen's August 6, 2019 meeting were reviewed, corrections were made. Mr. Malkin moved to approve them as corrected. Mr. Rossi seconded the motion. **SO VOTED: 3 Ayes**

#### **Appointment of Fire Chief and Swearing In:**

Chairman Doty said we are very pleased we have a negotiated contract that the Selectmen and new Fire Chief; Jeremy Bradshaw will sign tonight. Chairman Doty said we have received confirmation from Mr. Bradshaw's doctor that he is fit mentally and physically to serve as our Fire Chief.

Mr. Malkin moved to officially appoint Jeremy Bradshaw to the position of Chilmark Fire Chief. Mr. Rossi seconded the motion. **SO VOTED: 3 Ayes**

Chairman Doty said we will now sign the 3 year contract with Mr. Bradshaw. Chairman Doty said our Town Clerk Jennifer Christy will now swear in Mr. Bradshaw in the presence of many of our fire department members. *Swearing in ceremony took place.*

Chairman Doty welcomed Chief Bradshaw. Chief Bradshaw thanked everyone for their warm welcome and support.

Mr. Malkin moved to sign the Fire Chief Contract. Mr. Rossi seconded the motion. **SO VOTED: 3 Ayes** *The contract was signed.*

Chairman Doty said there have been some meetings recently of the All Island FinCom with the agenda of the MV Regional High School Funding formula. Chairman Doty said Mr. Malkin would like to make some comments about that now. Mr. Malkin said he wanted to share with the Board of Selectmen and the town voters that there have been 2 meetings of the All Island Finance Committee that were called to discuss the refurbishing / rebuilding of the high school. Mr. Malkin said from the notes that were taken by our Chilmark FinCom members that were present; it was the consensus of one town that the funding formula is not fair to their town. Mr. Malkin pointed out 2 things:

- We have a regional funding formula that has worked for many, many years. The town of Chilmark supports the formula and supports the schools and the school systems.
- *Mr. Malik said this is from the notes of our FinCom Chairman* At the second meeting there was discussion in how to shame Edgartown into participating and how to go around the various Select Boards and rile up the voters instead. It was recommended doing so by getting MVTV and the press involved.

Mr. Malkin said as a Selectman for the town of Chilmark he did not feel our voters need to be riled up. Mr. Malkin said our voters need to know the facts.

Mr. Malkin said the facts are the town of Chilmark and at least 4 of the other island towns voted to support the feasibility studies for construction / renovations for a new high school. Mr. Malkin said we support our high school and are comfortable with the current formula but are open to continue to talk in an open manner. Mr. Malkin said he wanted to make it clear that we do not need to rile up our voters or go around the elected officials. Mr. Rossi said the current formula is very close to the statewide formula. Mr. Rossi said the formula is based on use (number of students attending). Mr. Rossi said he was at the second meeting and Oak Bluffs members said Chilmark's taxes are so much lower and it's not fair. Mr. Malkin said the average tax bill for a Chilmark family is \$5,260.00 in Edgartown it is \$5,450.00 and Oak Bluffs it is \$5,311.00. Mr. Malkin said these were facts gathered by the Martha's Vineyard Commission.

Chairman Doty said the funding formula on Martha's Vineyard is unique to our island. There is a State formula that Mr. Rossi mentioned earlier. Chairman Doty said all six island towns must agree to the formula and if an agreement cannot be reached then the State formula is put into place. Mr. Carroll said Oak Bluffs actions have triggered the implementation of the State formula and we have been using it for some time now.

Mr. Malkin reiterated that Chilmark supports the feasibility study for the high school.

#### CCC Generator update & Library concerns:

Chairman Doty said we had a situation recently with a power outage and the library bathrooms were not usable. The well pump for the library is tied into the Community Center, and with the generator not functioning the bathrooms at library were not functioning either. Chairman Doty said we have a long-term plan to replace generator through grant funding. Chairman Doty explained that this would not happen till January 2020. Chairman Doty asked what we can do until the new generator is installed. Mr. Carroll said there is no immediate plan, but the concern he has is to get a temporary generator for November, December and January when there is danger of the Community Center freezing. Mr. Carroll said he has a quote of \$2,500.00 a month. Mr. Carroll said if we don't get the grant we will take the \$12,000.00 we have to buy a small generator. Mr. Carroll discussed tying in the solar so the generator won't have to run all the time.

Chairman Doty recommended renting a generator starting October 1, 2019 and to rent October, November & December. Mr. Rossi mentioned having funding included in the fall Special Town Meeting for the generator. Mr. Carroll said we could put a couple of port-a pottys outside of the Community Center with a cost of \$100.00 a month rather than \$2,500.00 a month. Discussion ensued.

Mr. Malkin moved to rent a generator for October, November and December. Mr. Rossi seconded the motion. **SO VOTED: 3 Ayes**

#### Pasture Road Association - Minutes & invasive species:

Mr. Malkin reported about the annual road association meeting he attended. Mr. Malkin said it was a good meeting with appropriate discussion. Mr. Malkin said there were concerns about what the town plans to do with the town owned parcel. Mr. Malkin said he relayed information to the association members on the work done by the special subcommittee and the Planning Board recommendations. Mr. Malkin said there was concern expressed about invasive species (plants) growing wild on the town property. Mr. Malkin said that when we move forward with doing something with the property is when we will do something about the plants.

Mr. Rossi said we were hoping that our Highway Department would get involved this winter to remove the invasive species and to keep the field open and clear. Selectmen supported discussing this with our Highway Department to take care of.

#### Chilmark School - HVAC Update:

Mr. Malkin attended a working committee for the School HVAC and gave a summary of the meeting. The attendees were: Robert Lionette (School Committee), Rob Hannemann (Finance Committee & Energy Committee), Susan Stevens (Chilmark School Principal), Amy Tierney (School Superintendent Office - Business Administrator), and himself James Malkin. The outcome was to have Rob Hannemann to get together with South Mountain to review the engineering work that has been done on the school's HVAC and to determine what options we have going forward. Mr. Malkin said Mr. Hannemann will have a report the week after Labor Day. Mr. Malkin said our plan is to have a proposal to bring to the Special Town Meeting this fall.

Mr. Doty said we have just completed an energy audit by Rise Engineering through Cape Light Compact. Mr. Malkin said Mr. Hannemann has this audit information to work into his report.

#### Chilmark Community Center - HVAC Update - September site visit with engineer:

Mr. Carroll said this project is to put air-conditioning and air handling system into the Chilmark Community Center. Mr. Carroll said we had a plan and the contractors said they were interested in doing the project this spring but found they did not have the time to do it. Mr. Carroll said he is re-issuing the bid to get the project done this fall. Mr. Carroll said Mr. Bunker asked to wait till we can meet with the engineer the second week in September to make adjustments to the exterior structures and the placement of the (air handling) structures. Mr. Carroll said we don't have a commitment from Rise Engineering for this get together but are shooting for mid-September. Chairman Doty said he would like to see the work completed in October - November of this fall.

#### Trustees of Reservations:

Sam Hart of the Trustees was present to discuss news about the Brickyard property in Chilmark. Mr. Hart presented the archeological report. Mr. Hart said he hopes to get the community involved in the findings and the work that the Trustees are doing at the property. Mr. Hart said they hope to open the site to the public next year. Mr. Hart distributed flyers to the Selectmen that he has posted around the island to get the community to come to open discussions about the property.

Mr. Hart asked for the Selectmen to come to the first of the discussions on August 27<sup>th</sup> at the Chilmark Library. Mr. Hart said the Trustees hope to have a couple more get-togethers this fall. Chairman Doty asked that the Trustees work on access via motor vehicle for handicapped and senior visitors to the Brickyard property. Mr. Hart took this under consideration to work with the abutters of the property. Selectmen recommended the Trustees reach out to the Chilmark Historical Commission to attend discussions and share information about the Brickyard.

#### Public Safety Building Committee:

Chairman Doty said the building committee should have a meeting the first week of September. Mr. Rossi said yes that can be done as he is the chairman of this committee. Mr. Carroll will post this meeting for Thursday September 5<sup>th</sup> at 4:30 PM.

#### 4 North Ridge Road -Update of sale:

Mr. Carroll handed out a property description of 4 North Ridge Road to the Selectmen. Mr. Carroll said this is a 4.1 acre lot. There is delineation on the description page of where the roadside district lays on the property. There is an 18 foot maximum height for structures on the site.

The property is part of the Meetinghouse Road Association as well. Mr. Carroll said we have advertised this sale in the State Central Register. Mr. Carroll said he hopes to advertise this in both of the local papers tonight after this meeting tonight.

Mr. Carroll said the advertisement would include a Question and Answer meeting here at town hall at 2:00 PM with a site visit to follow (same day) on August 29, 2019.

Mr. Rossi said his plan is to exercise the option to reject any or all bids if we don't get what we think the property is worth. Mr. Carroll outlined the process under Mass State Law Chapter 30B, section 16. We would establish a floor, as in we will not accept any bids under that amount and we reserve the right to reject any and all bids. Mr. Carroll said there is a question on if we need to hold a separate vote at Town Meeting to authorize the conveyance of the land. Mr. Carroll said we are working with the Attorney General's Office and Town Counsel on this matter. Mr. Rossi recommended that the minimum bid be the assessed value from the Chilmark Assessors office. Mr. Carroll said that is \$642,000.00.

#### Regional Emergency Communication Center - Inter-municipal Agreement:

Chairman Doty said we have reviewed this agreement and it will create 2 committees to overview. Chairman Doty said the Sherriff's Office runs the Emergency Communication Center. There is the advisory board (committee) that will include the Police Chief. The second committee is the Communication Finance Advisory Board (committee) that will include an appointed member from the Chilmark Board of Selectmen. Mr. Malkin flagged the funding formula. Chairman Doty said the funding formula will be determined by the towns not by the subcommittees mentioned here. The agreement was read aloud and it was clearly defined that the towns will determine the funding. Mr. Malkin said he was ok with that and it is clear that the subcommittees will not be setting the funding formulas.

Mr. Malkin moved to approve the Inter-municipal Agreement for the Regional Emergency Communication Center. Chairman Doty seconded the motion. **SO VOTED: 3 Ayes**

Chairman Doty said there was a great amount of correspondence in the agenda packet and the majority is about the total nitrogen load for Tisbury Great Pond. Mr. Carroll said this is the EPA's review. Chairman Doty said our Shellfish Department reported no oysters have set in the Tisbury Great Pond. Chairman Doty reported the most recent opening (cutting through to the ocean) was very successful; it remained open for weeks.

Having finished the agenda before them Chairman Doty asked if there was any further business for discussion.

Mr. Carroll said Town Clerk has requested Selectmen to establish the Annual Town Meeting schedule. Mr. Carroll said the proposal is April 27, 2020 for the Annual Town Meeting and April 29, 2020 for Annual Town Elections. Mr. Carroll said that works well with the holidays and the school calendar.

Mr. Carroll pointed out that there is a notice in the correspondence for Grant opportunities available to the Harbor Master for boat ramps and docks for \$15,000.00.

Mr. Carroll said there is also a notice from the Seaport Council listing 5 grants available. Mr. Malkin recommended we have the Harbor Master pursue the \$15,000.00 dock grant to help with the reconstruction of the West Dock. Selectmen were in agreement on this recommendation. Chairman Doty said he would review the Seaport Council information more and determine if there are grants to apply for Chilmark Harbor.

With no further items for discussion Mr. Malkin moved to adjourn. Mr. Rossi seconded the motion.  
**SO VOTED: 3 Ayes**

Minutes respectfully submitted by Diana DeBlase. **APPROVED 09/03/2019**

Document list:

- Draft minutes from Selectmen's 07/23/2019 & 08/06/2019 meetings
- Oath for Fire Chief
- Minutes from Pasture Road Association meeting from 08/07/2019
- Report of archeological items at Brickyard
- Message from Sam Hart of the Trustees of Reservations to talk about the dates for community feedback
- Flyer from Sam Hart of Trustees for first meeting about Brickyard at Chilmark Library 08/27/19 5:30 PM
- Central Register notice filed by Chilmark for 4 North Ridge Road
- Cooperative agreement for Emergency Communications & Dispatch Services
- Seaport Economic Council invitation for submitting for grants
- DMF grant for docks and boat ramps for up to \$15,000
- Notice of FY2020 Municipal grants through Community Compact Cabinet
- Flyer for 2020 Census Field Operations / Address Canvassing
- ZBA decisions from July 2019 and Agenda for August 28, 2019 meeting
- Voter data from Chilmark Town Clerk
- NextraEra Energy - Information Disclosure Label 07/31/2019
- EAP report for total nitrogen loading for Tisbury Great Pond
- Approval from EPA of report of Total Nitrogen Load for Tisbury Great Pond