

Town of Chilmark

COUNTY OF DUKES COUNTY - COMMONWEALTH OF MASSACHUSETTS

Board of Selectmen Agenda 12/17/2013

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Date: December 17, 2013	Time: 6:30PM
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Notice is hereby given that the Chilmark Board of Selectmen will hold a Regular Meeting for the following purpose(s):

**MEETING CALLED TO ORDER Town Hall Conf. Room # 1 &
Reconvene in the Selectmen's Meeting Room at 7:00 PM**

1. EXECUTIVE SESSION To discuss litigation strategy & return to regular session

2. Approval of Minutes of the Board of Selectmen:

a.	December 10, 2013
b.	

3. ITEMS:

a.	NAMI - Family to Family training on mental illness
b.	Harbor Master Shack - roof pitch, elevation, porch roof
c.	MV Land Bank - Trail agreement for MLR/LDO
d.	Standard & Poor's - bond rating interview report

4. PUBLIC REQUESTS:

a.	
b.	

5. EXECUTIVE SECRETARY:

a.	Financial (Capital) Plan - existing pactices
b.	

6. DEPARTMENT REQUESTS:

a.	
b.	



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7. CORRESPONDENCE:

a.	Cape Light Compact Energy Efficiency
b.	MMA Annual Conference
c.	Worker's Comp Requirement
d.	ISO

CALENDAR:

This Notice Posted: December 13, 2013 @ 5:30 PM

*Timothy R. Carroll*__

Timothy R. Carroll, Executive Secretary, Town of Chilmark

Any person with a disability requiring reasonable accommodation in order to participate in this meeting should contact the Town Clerk's office with your request, telephone (508) 645-2107, FAX (508) 645-2110.

NOTICE: A video copy of the Selectmen's meeting may be obtained online at www.MVTV.org and searching Video On Demand.

Chilmark Town Offices: PO Box 119, 401 Middle Road, Chilmark, MA 02535-0119
Virtual Towns & Schools Website

Chilmark
HOME PAGE

Town of Chilmark, MA

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National Alliance on Mental Illness

FAMILY-TO-FAMILY FREE EDUCATION PROGRAM

For family members of individuals with
Major Depression Bipolar Disorder
Schizophrenia
Borderline Personality Disorder
Anxiety Disorders
Obsessive Compulsive Disorder

Course is structured to help family members understand and support individuals with serious mental illness while maintaining their own well being. Course includes information about the diagnosis and treatment of mental illness, crisis handling, problem solving, communication, and empathy.

12 weekly classes begin Monday, January 20th, 2014

Evenings: 6:30 to 9:00 P.M.

At a location on the Vineyard

For information and registration call co-teachers, family member
volunteers:

Daryl (508 627-5249), Lori (508 423-2619), Peggy (508 693-5872)

**Sponsored by NAMI MASS and NAMI Cape Cod and the Islands, the
Massachusetts affiliates of the National Alliance on Mental Illness and funded by
the Department of Mental Health of Massachusetts. The course is open only to
family members and significant others of the mentally ill.**

The NAMI **Family-to-Family** Education Program is a FREE 12-session course taught to families/caregivers of those with a serious mental illness by family members, who have received intensive training for its presentation. Instruction and course materials are provided free to class participants.

Class topics include:

- Current information about schizophrenia, major depression, bipolar disorder (manic depression), panic disorder, obsessive-compulsive disorder.
- borderline personality disorder, and co-occurring brain disorders and addictive disorders.
- Up-to-date information about medications, side effects, and strategies for medication adherence.
- Current research related to the biology of brain disorders and evidence-based treatments to promote recovery.
- Gaining empathy by understanding the subjective, lived experience of a person with mental illness.
- Problem solving, listening, and communication techniques.
- Acquiring strategies for handling mental health crises and relapse.
- Focusing on care for the caregiver: coping with worry, stress, and emotional overload.
- Guidance on locating appropriate supports and services within the community.
- Information on advocacy initiatives designed to improve and expand mental health services.

to register call Daryl:508 627-5249; Lori: 508 423-2619; Peggy 508 693-5872

Management Agreement for Chilmark Landfill Area Trail

The **Town of Chilmark** hereby authorizes the **Martha's Vineyard Land Bank Commission**, its guests and invitees, to create and use a trail in the vicinity of the Chilmark landfill in the general location appearing as "Proposed Trail" on the attached plan, for pedestrian, equestrian and non-motorized bicycle access, passive recreation, nature study and scenic enjoyment. The land bank shall have the right to create, maintain and improve the trail no wider than six (6) feet for said uses by cutting vegetation and removing other obstructions. Signs, screening, or barriers to prevent inappropriate use may be placed by the land bank only by the specific instruction of the selectmen. The land bank may use power equipment and motorized vehicles to conduct said maintenance and improvements.

All expenses associated with or arising out of creating the trail and keeping it passable shall be borne solely by or on behalf of the land bank. The town shall have no responsibility or obligation to maintain or repair the trail. The land bank agrees to defend, indemnify and save the town harmless from any and all liability, loss, injury, claim or damage to or of any persons or property while on the trail, unless caused by the fault or negligence of the town or its agents.

This agreement shall remain in effect until terminated by either party upon one hundred and twenty (120) days prior notice in writing by the other party. Such notice shall be deemed to be duly given only if delivered personally or mailed by registered or certified mail, return receipt requested.

IN WITNESS WHEREOF the parties hereto have set their hands and seals this ___th day of _____, 2013.

TOWN OF CHILMARK

MARTHA'S VINEYARD LAND BANK
COMMISSION

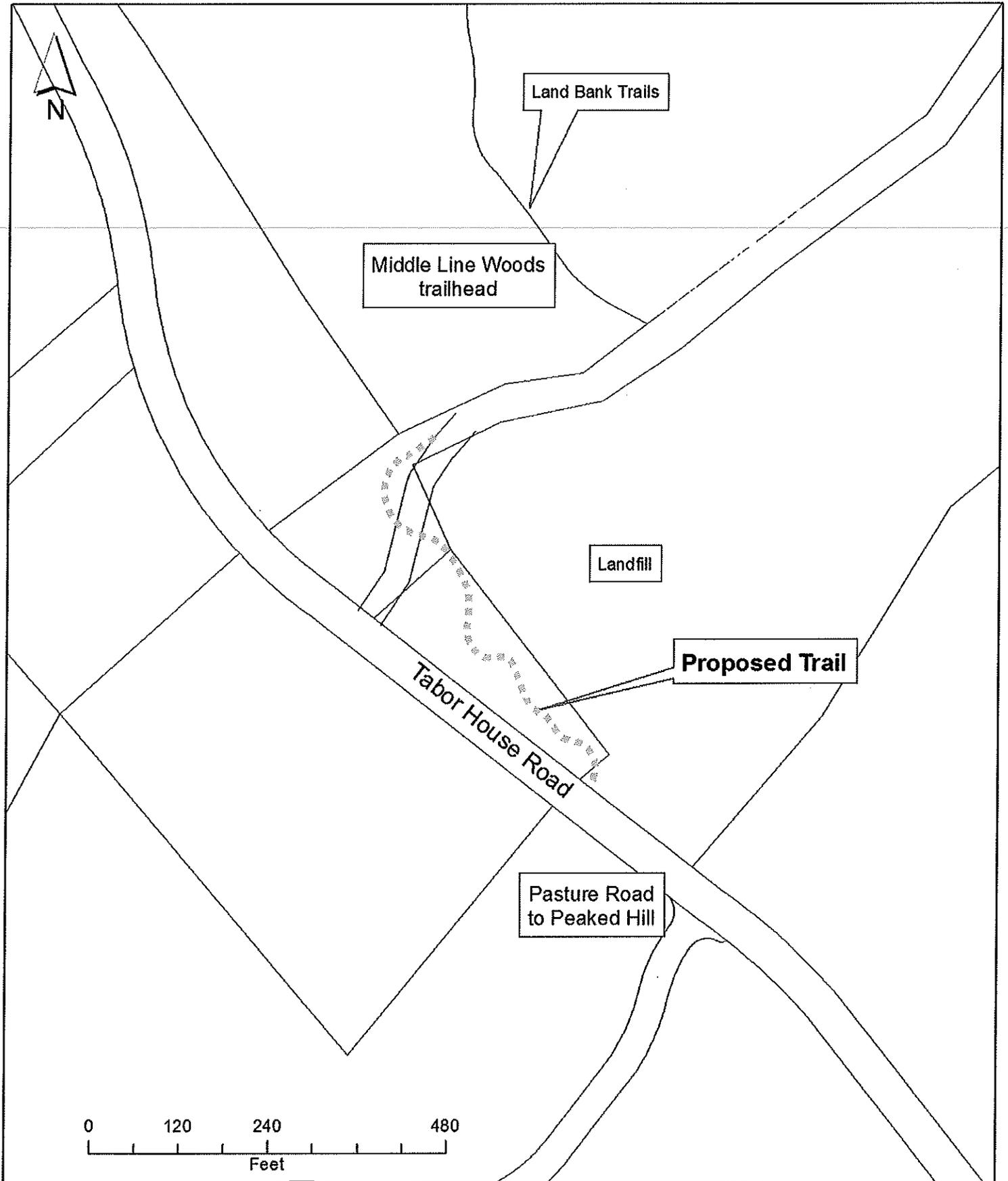
Warren Doty, Selectman

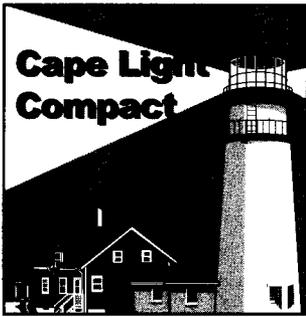
Edward Vincent, Jr., Chairman

Jonathan Mayhew, Selectman

William Rossi, Selectman

Management Agreement for Chilmark Landfill Trail





Cape Light Compact

Tel: (508) 375-6644 • Fax: (508) 362-4136
www.capelightcompact.org

POST OFFICE BOX 427 • BARNSTABLE SUPERIOR COURT HOUSE • BARNSTABLE, MASSACHUSETTS 02630

December 6, 2013

Mr. Timothy Carroll
Executive Secretary
P.O. Box 119
Chilmark, MA 02535

Dear Mr. Carroll,

Attached for your information and dissemination to your Board of Selectmen/Town Council is the Cape Light Compact's monthly Energy Efficiency Report. The Report reflects the program activity for all of Cape Cod & Martha's Vineyard and breaks out the detail on a town-by-town basis.

Below is a summary of the activity in your town for the month of October, 2013. To view each of your monthly reports, please visit our website at www.capelightcompact.org and click on Reports.

- 3 residents and/or businesses in Chilmark participated in the program.
- \$4,044.54 in incentive dollars were distributed to the 3 participants.
- 1,845 kWh were saved through implementation of these energy efficiency measures.
- Through October, 2013 your town has spent 119.3% of its town allocated annual budget.

If you have any questions on the attached report, please contact me at (508) 375-6636.

Sincerely,

A handwritten signature in black ink that reads "Margaret T. Downey".

Margaret T. Downey
Assistant County Administrator

Enclosure

DEC 10 2013

Energy Efficiency Program Activity by Town

<http://www.capelightcompact.org/TownReports.htm>

Town Name: Chilmark
Program Period: 2013
Current Dates: 10/01/13 - 10/31/13
Cumulative Dates: 01/01/13 - 10/31/13

Program	Current Period			Cumulative for Reporting Period				Actual % of Budget
	Annual kWh Savings	Actual Expenditures	Unique Customer Accounts	Annual kWh Savings	Actual Expenditures	Unique Customer Accounts	Budget	
Low-Income New Construction	0	0.00	0	0	0.00	0	0.00	0.0%
Low-Income Single-Family	0	0.00	0	1,623	1,818.25	2	7,223.55	25.2%
Low-Income Multi-Family	0	0.00	0	0	0.00	0	0.00	0.0%
LI Subtotal	0	0.00	0	1,623	1,818.25	2	7,223.55	
LI % of Total	0.0%	0.0%	0.0%	3.4%	3.1%	4.7%	16.1%	
Residential New Construction	0	0.00	0	9,646	7,025.00	1	692.79	1014.0%
Residential Multi-Family Retrofit	0	0.00	0	0	0.00	0	0.00	0.0%
Res Home Energy	834	3,924.54	2	20,255	37,709.76	21	26,226.34	143.8%
Energy Star HVAC	0	0.00	0	65	175.00	1	0.00	0.0%
Energy Star Lighting	0	0.00	0	147	11.30	1	0.00	0.0%
Energy Star Appliance	0	0.00	0	7,699	3,971.00	9	0.00	0.0%
Res Subtotal	834	3,924.54	2	37,812	48,892.06	33	26,919.13	
Res % of Total	45.2%	97.0%	66.7%	78.2%	84.0%	76.7%	59.9%	
C&I New Construction	0	0.00	0	0	0.00	0	0.00	0.0%
C&I Govt New Construction	0	0.00	0	0	0.00	0	0.00	0.0%
C&I Large Retrofit	0	0.00	0	0	0.00	0	0.00	0.0%
C&I Govt Large	0	0.00	0	0	0.00	0	0.00	0.0%
C&I Small Retrofit	0	0.00	0	0	0.00	0	7,312.47	0.0%
C&I Govt Small	0	0.00	0	5,518	7,024.00	4	3,462.64	202.9%
C&I Products & Services	1,011	120.00	1	3,398	476.00	4	0.00	0.0%
C&I Subtotal	1,011	120.00	1	8,916	7,500.00	8	10,775.11	
C&I % of Total	54.8%	3.0%	33.3%	18.4%	12.9%	18.6%	24.0%	
Report Total	1,845	4,044.54	3	48,350	58,210.31	43	44,917.79	
Budget Comparison					53,577.01		44,917.79	119.3%



**MASSACHUSETTS
MUNICIPAL
ASSOCIATION**

ONE WINTHROP SQUARE, BOSTON, MA 02110

617-426-7272 • 800-882-1498 • fax 617-695-1314 • www.mma.org

December 11, 2013

Dear Municipal Leader,

Ready, set, register -- the discount deadline is fast approaching for the **MMA's 35th Annual Meeting & Trade Show** to be held January 24 & 25, 2014 at the Hynes Convention Center and Sheraton Boston Hotel. Please register today, if you have not already done so, to take advantage of our favorable rates. **Go to the MMA website at www.mma.org for details.**

The MMA's Annual Meeting is a must-attend event! With distinguished speakers on key municipal and national issues, information-packed educational workshops, invaluable networking opportunities, plus the largest trade show in New England, there's no better way to launch 2014 and prepare for the challenges the New Year will bring.

The line-up of renowned speakers is impressive. Our opening session keynote speaker will be Pulitzer-Prize-winning author and historian Jon Meacham (9:30 a.m. on Friday, January 24). Public Safety Secretary Andrea Cabral, the first woman to serve as a sheriff in Massachusetts, will be the WEMO luncheon speaker. The Friday dinner speaker is Liz Walker, an ordained minister and one of New England's most widely recognized news anchors. The closing session will feature all of the candidates running for Governor in 2014 and will be moderated by WBZ radio and TV political analyst Jon Keller. The Annual Meeting closing dinner (Saturday, January 25, 7:15 p.m.) will feature the comedy ensemble Second City. **Key legislators and state officials** will be present through the conference, meeting with local officials on major issues. **Please take a moment to look at the enclosed Annual Meeting highlights.**

This year, we also will have 20 workshops and 3 emerging issues forums on best practices, management tools, actions and issues that are essential to running municipal government efficiently and effectively in challenging economic times. Workshop speakers will offer training and advice on full range of topics designed to shape your community's future.

REGISTERING IS EASY – GO TO THE MMA WEBSITE AT www.mma.org and act now to save on your conference registration (on-site registration costs more). Also, register today to take advantage of **discounted rates** at the Sheraton Boston Hotel.

Please visit the MMA website for Annual Meeting updates and call our office at 800-882-1498 or email Pat Mikes, our Communications and Membership Director at pmikes@mma.org if you have any questions.

Best wishes for a joyous holiday season! We look forward to seeing you in January at the conference.

Sincerely,

Geoff Beckwith
Executive Director

DEC 13 2013

Register today!

Go to www.mma.org

MMA Annual Meeting & Trade Show

January 24-25, 2014

Hynes Convention Center & Sheraton Boston Hotel



Don't Miss Out!

- **Opening Session keynote address by Pulitzer-Prize winning historian Jon Meacham**
- **Closing session with Jon Keller and all the candidates for Governor**
- **WEMO Luncheon with Public Safety Secretary Andrea Cabral**
- **More than 200 Exhibitors, 20 information-packed workshops and 3 emerging issues forums**
- **Meet with key legislators and state officials**
- **Friday Opening Reception and banquet featuring Liz Walker**
- **Saturday evening President's Reception and dinner featuring Second City comedy ensemble**
- **Member associations' business meetings, Innovation Awards, Town Report & Website Contest**

Register at www.mma.org

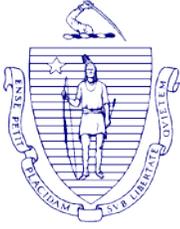
For hotel accommodations, follow the link at the MMA website or contact the Sheraton Boston Hotel; at (800) 325-3535.

For other questions, contact the MMA at (800) 882-1498.

**BUILDING
OUR COMMUNITIES
BUILDING
OUR FUTURE**

MMA Annual Meeting
and Trade Show





THE COMMONWEALTH OF MASSACHUSETTS

Department of Industrial Accidents

1 Congress Street, Suite 100
Boston, Massachusetts 02114-2017

DEVAL L. PATRICK

Governor

PHILIP L. HILLMAN

Director

December 12, 2013

RE: Reminder - Workers' Compensation Affidavits per M.G.L. c. 152, §25C (6)

Dear Sir or Madam,

I am writing to provide you with an annual reminder that Massachusetts law [M.G.L. c. 152, §25 C (6)] requires that any business or individual wishing to obtain a license or permit from any city or town agency must complete the appropriate Workers' Compensation Insurance Affidavit prior to receiving said license or permit. No municipal authority may issue a license or permit without first receiving a completed affidavit from the permittee/licensee. Please be advised that affidavits are not required for non-commercial licenses or permits (i.e. dog license, permit to burn leaves on private property, household town dump permits etc.).

There are two types of affidavits; one for general businesses and another for builders, electricians, plumbers etc. The permit/license applicant must fill out the appropriate affidavit stating either that they have employees and carry workers' compensation, or that the business owner is a sole proprietor with no employees and is not required to carry a policy. If the business states that they have a workers' compensation policy, they must provide a copy of said policy along with the completed affidavit. **The city or town licensing agency is to keep the affidavit on file, along with the application for the permit/license. Further, if a city or town agency must issue more than one license/permit etc. to the same business, one affidavit for that business or organization will satisfy the statutory requirement.** Please note that a new affidavit must be filed upon the renewal of a yearly license or permit since workers' compensation policies are renewed annually.

Pursuant to M.G.L. c. 152, §25C (7), neither the Commonwealth nor any of its political subdivisions (city or town) shall enter into any contract for the performance of public work until acceptable evidence of compliance with these insurance requirements have been presented to the contracting authority. Further, any employer that has been issued a Stop Work Order by the Department of Industrial Accidents (DIA) is debarred from bidding on or participating in any state, county or municipally funded contract for a period of three years – see M.G.L. c. 152, §25C (10). The DIA publishes a list of all currently debarred entities on its web site – [click here](#) to see the current list.

The DIA provides an online Proof of Coverage application which enables users to search for and verify workers' compensation coverage for any businesses operating within the Commonwealth. The application is found at www.mass.gov/dia or by clicking [here](#).

From time to time a representative of the Department of Industrial Accidents may come to your offices in order to review these affidavits as part of our efforts to enforce the workers' compensation laws. We ask that you please afford our agents every courtesy. If you have questions in this regard, please contact Bill Taupier at 617-727-4900 ext. 7560. We thank you for your continued cooperation and support in this endeavor.

Sincerely,

A handwritten signature in black ink that reads "William C. Tattan". The signature is written in a cursive, flowing style.

William C. Tattan
Deputy Commissioner and General Counsel

P.S. Copies of these affidavits are available on-line at:

<http://www.mass.gov/lwd/docs/dia/forms/f-aff-builders.pdf>

<http://www.mass.gov/lwd/docs/dia/forms/f-aff-general.pdf>



4 B EVES DRIVE, SUITE 200 MARLTON, NJ 08053 (856) 985-5600 FAX: (856) 810-9065

December 5, 2013

Mr. Leonard Jason, Inspector of Buildings
Chilmark
401 Middle Road
P.O. Box 119
Chilmark, MA 02535

Re: Notification of Publication of BCEGS Classification

Dear Mr. Jason:

On October 23, 2013 ISO advised Chilmark of a pending regression to their existing Building Code Effectiveness Grading Schedule (BCEGS) classification. We indicated that ISO would postpone the implementation of the regressed classification if we were to receive by November 25, 2013 a letter advising us that the matter will be reviewed within the next three months.

ISO has not received this letter from Chilmark. We will proceed with the publication of the new classification of a Class 99 for 1&2 family residential property and a Class 7 for commercial and industrial property. If your intentions are to review the possibility of regaining your previous classification, please advise ISO by letter by December 19, 2013. ISO will delay processing the implementation of the new classification until this date.

ISO reviews a community's BCEGS classification approximately every five years. If a community significantly changes its building code adoption and/or enforcement program within that time period and ISO is made aware of this, a reevaluation will be scheduled.

Please feel free to contact ISO at any time for answers to your questions about the BCEGS program or to request a re-evaluation.

Sincerely,

Mary Lucidi

Community Mitigation Analyst - BCEGS
856-985-5600 ext. 273
FAX: 201-748-7081
MLucidi@iso.com

DEC - 9 2013

cc: Mr. Timothy R. Carroll, Executive Secretary