

Chilmark Select Board October 18, 2022 6:00 PM Meeting Minutes

Remotely Present: Select Board members- Chairperson Bill Rossi, Warren Doty and Jim Malkin. Others- Tim Carroll, Harbormaster Ryan Rossi, Jeffrey Maida, Steve Larsen, Sean Slavin, Sam Hart and Mark Freidman.

At 6:01 PM Chairperson Rossi called the meeting to order on the Zoom platform. Chairperson Rossi said there was an item that was asked to be tabled and he agreed to do that (3rd item in the Harbor agenda).

Minutes:

Draft minutes from September 20, 2022 were reviewed. Mr. Doty had made some revisions and moved to approve minutes as revised. Mr. Malkin seconded the motion. **SO VOTED: 3 Ayes**

Harbor:

- Proposed changes to the Chilmark Waterways Rules and Regulations (CWRR).

Harbormaster Ryan Rossi presented the recommended revisions to the CWRR. *The yellow highlighted sections in CWRR are the recommended changes already supported by the Harbor Advisory Committee.*

https://www.chilmarkma.gov/sites/g/files/vyhli8411/f/agendas/proposed_updates_to_cwrr_september_23_2022.pdf

Harbormaster Rossi read the original for each section and then indicated the change supported. There was discussion about the parking on the west Dock. Chairperson Rossi said the tax payers have paid for the dock should have access to go out and sit in car. Chairperson Rossi said we still need to have an advertised public hearing about changes to the Water Ways Rules and Regulations but wanted to make clear that not just slip lease holders have rights to the dock. Chairperson Rossi said this is the initial review, we will consider the recommendations from the Harbor Advisory Committee but also from the public hearing before approving the proposed changes to the CWRR.

- Restriction of mooring placement within Hariph's Creek and the SE shoreline of Edward's Island for the 2023 Mooring Year.

Harbormaster Rossi asked for Town Administrator to screen share photo of the Nashaquitsa as aid to discussion. Harbormaster Rossi said he met with the Shellfish Constable and a number of Commercial Shell fishermen. These persons voiced their concerns with the number of moorings located in Hariph's Creek. The eelgrass is diminished due to the moorings. The temporary solution proposed is to restrict moorings in that area and relocate to Edward's Cove. Or out between Edward's Cove and Clam Point Cove. This is in an effort to regenerate eelgrass in the area of Hariph's Creek. 25 moorings would be effected by this proposal.

Steve Larsen said he has fished in the pond since 1977. The shading from the boat kills the eelgrass. Concern of bottom paints used on boats on the moorings in the pond.

Harbor Continued...

Mr. Larsen asked are we going to have a marina or a resource you can't have both. We have 200 permits for moorings 10 years ago was not so big of an impact on our resources but the new (biocide) bottom paints do. Mr. Larsen said moving boats out of Harriph's Creek is definitely a benefit to shellfish propagation and support that.

Chairperson Rossi asked Mr. Larsen what he recommends. Mr. Larsen recommended specifying what kind of bottom paint can be used or limiting amount of boats that are in the traditional shell fishing area.

Harbormaster Rossi said the mooring placement is at the discretion of the Harbormaster and when there was a concern brought from the Shellfish Constable he wanted to accommodate it.

Harbormaster Rossi said the concerns that Mr. Larsen brought up were discussed with Harbor Advisory. A possible long-term solution was discussed transitioning to a helix style mooring and requiring eco-friendly bottom paint. Harbormaster Rossi said top priority is to preserve our resources and not to turn Nashaquitsa Pond into a marina.

Mr. Malkin recommended that the Harbormaster put out an advisory to all mooring permit holders recommending against certain bottom paints because of its adverse impact on our shellfish.

Chairperson Rossi asked to table further discussion on this topic till the next Select Board meeting. Mr. Doty said the recommendation to move the boats out of Harriph's Creek is a good idea and supports it.

- Emergency repair to the West facing bulkhead of the Filled Dock.

Mr. Carroll screen shared the estimate cost of \$49,375.00. Harbormaster Rossi said this estimate is from Fenner Construction to give us an idea of what we need to do and cost. Harbormaster Rossi gave a detailed description of process. This item is intended for the next Special Town Meeting (prior to ATM 2023). Chairperson Rossi asked Mr. Carroll for information about a date for Special Town Meeting. Mr. Carroll said we don't have free cash certified yet so cant set date till completed. Mr. Carroll estimated not till January 2023. Harbormaster Rossi said this is a baseline figure for funding warrant. The Harbor Department will be gathering at least 3 proposals for the job when ready to.

- Recommendation from the Harbor Advisory Committee to issue a notice to the owner of two inactive commercial fishing vessels occupying the Commercial Fishing Bulkhead, to vacate due to safety concerns and lack of use.

Chairperson Rossi said he was asked to delay discussion on this item to the next Select Board meeting. Chairperson Rossi thanked the Harbormaster and Harbor Advisory members for their work on the items already discussed.

Police Department:

- Declare 2015 Ford Expedition surplus and authorize trade-in towards the 2022 replacement cruiser.

Police Sargent Sean Slavin presented the request to declare vehicle surplus to utilize the \$2,500.00 trade-in value offered for purchase of next vehicle.

Mr. Doty moved to declare the 2015 Ford Expedition surplus as suggested by Police Sargent Slavin. Mr. Malkin seconded the motion. **SO VOTED: 3 Ayes**

- Memo from Chief of Police regarding contract notification & 32 years of service

Chairperson Rossi said Chief Jonathan Klaren is retiring and we need to start planning hiring a new chief in 4 to 5 months. Mr. Doty said Chief Klaren met with each Select Board member individually to let us know of his plans. Mr. Doty said it's been a pleasure to have him as long as we have. Having this amount of notice is very good.

Martha's Vineyard Regional High School:

- Contingency funds use letter

Chairperson Rossi asked if there was any comment on the contingency funds letter. Select Board did not.

- Regional Agreement Letter
- Regional Agreement 2022 Restatement

Mr. Doty said Sam Hart and Mark Friedman from the MVRHS are here to discuss. Mark Friedman 1994 was the last time amended and not much more since 1954. These amendments are very good and timely. The Capital formula will help us get MSBA grant funding.

Mr. Carroll screen shared the summary document and can be viewed here:

https://www.chilmarkma.gov/sites/g/files/vyhli8411/f/agendas/mvrhsd_summary_of_regional_agreement_amendments_-_09-01-2022_b.pdf

Mr. Friedman wanted to make sure folks were aware of the change of rolling three year average of student census data when assessing relevant portions of the budget. Mr. Friedman also pointed out the Foundation Enrollment for Student Census -This is a count of pupils as of October 1. Mr. Friedman said in closing wanted to make sure you are aware of the goal of MVRHS Committee is to have a regional agreement signed by all the towns and then to have an appropriation for feasibility study by May 2023. Mr. Malkin moved to endorse this regional agreement. Mr. Doty seconded the motion. **SO VOTED: 3 Ayes**

full agreement can be viewed here:

https://www.chilmarkma.gov/sites/g/files/vyhli8411/f/agendas/mvrhs_regional_agreement_2022_restatement_approved_by_sc_09_01_2022_-_reviewed_by_dese_-09-22-2022.pdf

Mr. Doty said the next thing we have to do is take this to the next town meeting (Special Town Meeting) and urge the town to vote yes on this regional agreement.

Martha's Vineyard Regional High School Continued...

- Building Committee
- Establishment of a building committee, confirming appointment of Warren Doty to represent Chilmark on new building committee

Chair Rossi said we have established that Warren Doty would serve on the Building Committee. Mr. Malkin said we have an additional person Walter Meinelt who has written to the Select Board expressed his interest to serve on the Building Committee. Chairperson Rossi said sounds like he has experience in this type of thing so we would like to see him as an additional Building committee member.

Mr. Doty moved to recommend Walter Meinelt as an additional member on the MVRHS Building Committee. Making 2 representatives from Chilmark. Mr. Doty said the MVRHS School Committee needs to vote on members for what slots. Mr. Malkin seconded the motion.

SO VOTED: 3 Ayes

Hunting request - G Demers (renewal):

Mr. Malkin moved to approve Hunting permission to Gary Demers at Fulling Mill Preserve. Mr. Doty seconded the motion. **SO VOTED: 3 Ayes**

State Election Warrant - vote to call election and sign warrant:

Mr. Doty moved to call the State Election Warrant. Mr. Malkin seconded the motion.

SO VOTED: 3 Ayes

Chilmark Community Center:

- Mr. Doty discussion of school and public use.

Mr. Doty said he informally met with School Superintendent and a member of the school advisory Council about school use needs. With the amount of students expected for next year they would like to use the Community center more often. And to also be able to use the Library meeting room. This is mostly for the School special programs IE Music, Art classes. Mr. Doty said informally that we want to keep the Community Center open for weekend events, Fridays, Saturdays and Sundays. If school needs for small groups Monday – Friday think that would be fine. Also School asked about place for storage. We could arrange for a place for musical instruments or art supplies. We could maybe install shelving units for this. It would be better than building an addition on the Chilmark School. Mr. Doty said the Library meeting room was designed to be utilized individually from the Library open hours and could be utilized for classes before library opens or on days they are closed. Mr. Doty said this is not a decision that we need to make right now. Mr. Doty said he has encouraged the school to consider the community center for the school needs. Mr. Malkin said he endorses Mr. Doty's recommendations. Mr. Carroll asked who the SAC members that we should bring into discussions with the next Chilmark Community Center Advisory Meeting to work on these plans. Mr. Doty said Jessica Mason and include Robert Lionette.

Chilmark Community Center Continued...

Chairperson Rossi said he hopes there will be a spirit of cooperation with Chilmark School, Community Center and the Library. There will need to be a bit of give and take.

- CCC Advisory Committee scheduled for Friday 10/21 at 8:45 AM with CTAC representatives to address their memo.

Mr. Doty said he has been contacted by Alex Karaleekus about starting back up with the Potluck- Music Jams. Mr. Doty said these are 4 (Saturday night) dates in Nov, Jan, Feb and April. Chairperson Rossi said it's nice to have these events come back to the community and would support approving. Chairperson Rossi said we have to make sure the cleanup after events is through as we don't have Rodney checking after the events anymore. Mr. Doty said that the cleanup will be worked out. Select Board approved the 4 dates for Potluck- Music Jams.

- Mr. Carroll said the MV Shellfish Group has sent a request to the Select Board to hold their annual fundraiser at the Chilmark Community Center April 23, 2023. Mr. Malkin moved to approve request. Mr. Doty seconded. **SO VOTED: 3 Ayes**

Inter-island Select Board meeting at 4:00 PM today:

No discussion on this item.

Town Administrator:

Tim Carroll said he would ask for Funding Board of Health request to have Doug Cooper review the Comfort Station files and report on condition of the actual system. Estimate cost is about \$1,000.00. Select Board agreed to fund Doug Cooper's review and report through the Select Board other purchase services budget line.

At 7:09 PM with no further items for discussion Chairperson Rossi asked for motion to adjourn. Mr. Doty moved to adjourn. Mr. Malkin seconded the motion. **SO VOTED: 3 Ayes**

Minutes respectfully submitted by Diana DeBlase.

Approved 11/01/2022

Document List:

- Draft minutes from Select Board 09/20/22 meeting
- Proposed changes to Chilmark Waterways Rules & Regulations
- Overview of Nashaquitsa Pond from google maps
- Fenner Construction - estimate #2968 to repair Menemsha Fil dock
- 10/6/22 Request from Police Chief to declare cruiser surplus
- Police Chief retirement notice
- MVRHS notice to town of use of contingency funds 10/12/22
- MVRHS Regional Agreement notice & Summary
- MVRHS – Regional Agreement amendments
- MVRHS Capital Assessment Formula for MSBA Project 09/1/22

- State Election Warrant for November 8, 2022
- Draft Joint island Select Board meeting agenda posting for 10/18/2022
- ZBA October applications summary
- ZBA September decisions summary