

Chilmark Select Board April 5, 2022 Meeting Minutes

Remotely present: Select Board: Chairperson James Malkin, Bill Rossi and Warren Doty
Others: Tim Carroll, Harbormaster Ryan Rossi, Deborah Hancock, Peter Cook, Julie Flanders, Tim Rich, Jeffrey Maida, Margaret Maida, Katie Carroll, Matt Poole, Barbara Armstrong, Police Chief Jonathan Klaren, Pam Goff, Richard Osnoss, Laurie Peter, Marshall Carroll, Diana DeBlase, News reporters Rich Saltzberg & Zach Harris.

At 5:00 PM Chairperson Malkin called the meeting to order on the Zoom platform.

Minutes of prior meetings:

Both meeting minutes were reviewed. Mr. Rossi moved to approve both sets of minutes from 3/15/22 & 3/28/22 as written. Mr. Doty seconded the motion. **SO VOTED: 3 Ayes**

Menemsha Harbor:

Appointment of Harbor Master, Assistant Harbor Masters, & Assistant Wharfingers: as parking enforcement officers with the authority to write parking tickets

Mr. Doty moved to authorize Harbor department to write traffic tickets this summer. Mr. Rossi seconded the motion. **SO VOTED: 3 Ayes**

Comfort Station:

Harbormaster Rossi requested to extend the cleaning/trash contract with Seth Karlinsky for 1 year. Harbor Master issued clarified instructions for scope of work. Harbormaster Rossi gave highlights of what Mr. Karlinsky will be doing April – November and then trash collection through year. A complete list of Menemsha maintenance duties and responsibilities for Mr. Karlinsky is located on town website in Select Board agenda:

https://www.chilmarkma.gov/sites/g/files/vyhlf2951/f/agendas/maintenance_and_building_superintendent_duties_and_responsibilities_2022.pdf

Janet Weidner and Clarissa Allen joined meeting

Matt Poole of the Chilmark Board of health said there is no holding tank in Menemsha. Board of Health recommends a fall pump-out on schedule to enter winter with clean tank. Mr. Poole recommended Harbormaster Rossi contact BOH offline to discuss the septic tank and leaching field. Mr. Doty asked if it's Karlinsky's responsibility to layout board walk. Harbormaster Rossi said yes and said there is another item that will be updated; he spoke with Keith Emin and Mr. Emin let him know that the snow fence will stay up year-round per ConCom direction and will be Highway Superintendents responsibility and not Seth Karlinsky's.

Harbormaster Rossi outlined repairs and upkeep to the Comfort Station for the coming season. Mr. Doty thanked Harbormaster Rossi for this communication. Bill Rossi said the chain of command for Menemsha will be to you first then us if needed. Seth Karlinsky will report directly to Harbormaster. 1 year extension of existing contract was supported by the Select Board. Chairperson Malkin said a significant change is we have itemized list and supervision detailed.

Menemsha Harbor Security camera policy – draft:

Harbormaster Rossi said he worked with Chief Klaren and Tim Rich. Chairperson Malkin said we have this put up on the town website rather than reading the whole policy into the minutes.

Draft policy from agenda posting located on town website:

https://www.chilmarkma.gov/sites/g/files/vyhlf2951/f/agendas/menemsha_harbor_security_camera_policy_04052022a.pdf

Julie Flanders asked if any other things were going to be put onto the tower. Tim Carroll said we are discussing the policy, nothing in policy about tower. Harbormaster Rossi said he is working on possible web-link for public to use camera to view. Boat owners to take look at boat during storm etc. or overdue vessels. No pan tilt or zoom access to the web-link.

Mr. Rich said public doesn't have expectation for privacy but not to zoom in on targets of opportunity. Chairperson Malkin suggested to discuss offline to make changes. Harbormaster Rossi pointed out last paragraph and said this covers that topic. Mr. Carroll said this is a Draft and will be on next Select Board meeting for further discussion prior to approval.

Colin Ruel joined meeting

Recommendations from the Harbor Advisory Committee & the Park and Recreation Committee:

Mr. Doty reported about the meeting (working group of the HAC & Park & Rec) approximately 35 people attended the zoom meeting. Mr. Doty said the Chairpersons of each committee are present tonight. The takeaway was to pause any forward motion of security cameras in Menemsha harbor. General consensus was tower not good idea even lowering 10 feet. Not in favor of tower. Harbormaster Rossi said he took last 2 sections of the tower down. Cement pedestal is in place and tower down. Harbormaster Rossi asked for clarification: west side security camera paused but east side go ahead. Mr. Doty said there is a Harbor Advisory Committee meeting tomorrow at 5:00 PM. Chairperson Malkin said yes. Mr. Doty said could install 3 cameras on harbor side (east side) and leave out west dock.

Mr. Rich brought up the private cameras on public buildings. And asked they have permission to do so on the bulkhead leases.

Mr. Doty said in reference to the gas station we lease land but building belongs to them. Murky question. Bill Rossi said if not addressed in lease we can assume it's allowed.

Barbara Armstrong asked where the 3 cameras would be on east side. Harbormaster said at the harbormaster shack 3 would be mounted there facing in 3 directions; towards docks and harbor.

Matt Poole asked how zoom able are the cameras. Can you focus on something on west side for clarity? Harbormaster Rossi said yes, can't see through boats, could read a license plate but probably not a face.

HAC & Park & Rec recommendation discussion Continued...

Deb Hancock asked what the pause at west side tower and install east side constitute. Harbormaster said fiber optic can be overhead, cost is significant though. Chairperson Malkin said in my opinion the cameras on east side for summer is good start, for this summer tower and pedestal can go away. If we have to go back to town meeting next year for more funding we can. Tim Carroll said as a committee member we voted on pause and to continue review of surveillance without a tower. Mr. Carroll said possible trench underground could be a path forward but not to happen for this summer. Mr. Carroll said but to allow Harbormaster to utilize cameras without tower. Ms. Maida said if security camera in use, signage should be posted on buildings that are using surveillance.

Mr. Doty moved to encourage Harbormaster to install the 3 cameras on (Harbormaster) shack and pause cameras on west dock for rest of calendar year. Bill Rossi asked for clarification of pause. Bill Rossi supported a Committee being formed and for that committee to come up with recommendation for next ATM. Harbormaster acknowledged pause tower and town forming committee to work on solution to move forward without a tower.

Patrick joined meeting

Clarissa Allen asked what the extent of crime was and said she wanted documentation of what is going on there. Ms. Allen said that information would be helpful in moving forward. Ms. Flanders asked if Police Chief could answer. Chief Klaren said we ran a 5 year report. Majority is property crime. Chief Klaren said one cannot record audio without their knowledge but can record image without consent or knowledge.

Judith Flanders and Amy Salzman joined the meeting

Julie Flanders asked for a rough estimate of incidences. Chief Klaren said well over 100. Colin Ruel said he has Nest and Wise cameras at his gallery. Mr. Ruel said the battery lasts for 2 months cost for unit is \$75. Mr. Ruel supported boat owners to pay for their own surveillance.

Steve Lewenberg joined meeting

Ms. Hancock said if vote to pause, remove pedestal from west dock. Harbormaster Rossi said the pedestal can be removed and stored until decision is made. But not as easy as John Keene had thought.

Mr. Doty moved to authorize Chilmark Harbormaster to install 3 security cameras on harbormaster shack focused on dock. Also to appoint a committee to discuss type of cameras on west dock and what to do with pedestal on west dock. This committee will be appointed at next Select Board meeting. Bill Rossi seconded the motion. Chairperson Malkin advised we don't make committee larger than 7 people and that Harbormaster and Mr. Doty solicit members. **SO VOTED: 3 Ayes**

Jefrey DuBard and Steve joined meeting

Movie Request in Menemsha: Gary Foster – Finestkind:

Chairperson Malkin said this item was withdrawn.

6th Annual Meet the Fleet - 2022 August 4 - 3:00 PM - 7:00 PM:

Mr. Doty the proposal is similar to activity we had 3 years ago, if summer will be normal festivities we can go back to the Meet the Fleet event. Harbormaster Rossi said he is excited to have the event back again. Mr. Doty moved to endorse this proposal. Mr. Rossi seconded motion. **SO VOTED: 3 Ayes**

Tri Town Ambulance Committee - Request to declare C-95 surplus and direct the Town Administrator to dispose by IFB:

Mr. Doty moved to declare C95 surplus. Mr. Rossi seconded the motion. **SO VOTED: 3 Ayes**

Beach Committee - request authorization of "recertification reimbursement" for lifeguards:

Mr. Carroll said the Beach Committee believes they can afford in their budget, but it is not a line item. Mr. Rossi moved to approve request. Mr. Doty seconded the motion.

SO VOTED: 3 Ayes

Public Safety Building Committee updates:

Mr. Rossi reported that Dellbrook intends to be mobilizing next week. The old Crossroad fire station has been demolished. Mr. Doty asked for cost program; like to see a real Excel spreadsheet of appropriation and costs. Including the stone removal and demo and insurance... Mr. Doty said he want to see how total cost fits in. Mr. Doty said we want control of finances and contingency oversight.

Mr. Carroll said the OPM has this but he is new to the team so doesn't have appropriation yet. This is something they will combine. Mr. Rossi said this time next year we should be finishing up with these projects.

Mr. Doty said he wants to look at this at a Select Board meeting for cost transparency. Chairperson Malkin supported putting onto 1 spreadsheet. Mr. Carroll said Procore is the system they are using. Mr. Rossi said we need to get Procore online with our Town Accountant.

Parking for the CTH during construction - options: bus passes for employees that don't bring their car to work and flexible hours to accommodate bus schedule:

Mr. Carroll proposed removing benches to allow for more parking. Public will have 10 spots. There will be construction fence from town hall along brick path.

Mr. Carroll said if Select Board is flexible, we (staff) will work on this. Mr. Carroll said the GC is cooperative but soon we will be very limited in parking. Chairperson Malkin said he supports supplying bus passes. Mr. Carroll said he will send a letter to the Library Trustees asking for them to allow use of lot when library is closed. Mr. Carroll said the GC has requested a place to lay materials, figuring 4 parking spaces for storage boxes at landfill parking lot. All items proposed here by Mr. Carroll were supported by the Select Board.

MVRHS building funding formula special committee – Malkin

Chairperson Malkin reported on the joint meeting: discussion on wording changes to regional agreement. Suggestion adopted of 1 Select Board person and Town Administrator from each town and the Superintendent of Schools to work on a funding agreement. Administrators will pull meetings together ASAP to return to each Select Board. Then to Town Meetings to get done by May 15 2022.

Mr. Doty moved to appoint Jim Malkin as the representative on the working committee. Mr. Rossi seconded the motion. **SO VOTED: 2 Ayes, 1 abstain Jim Malkin**

Planning Board request regarding Peaked Hill Pastures Affordable Housing article:

Planning Board Chairperson Richard Osnoss said the board decided to remove from proposed wording the following: from 5.) Access road to campus from NE corner of area. And from 7.) Multigenerational approached, visit ability accommodation.

Mr. Cook said we made this change to simplify the general concept. Mr. Carroll asked to add back the by developer and by town back into proposal. Chairperson Osnoss supported that.

1. Area to be developed for affordable/community housing will be 6 to 8 acres of the southern part of the overall 16-acre town-owned land.
2. 10 Rental units (20 bedrooms) on 2-3 acres in a campus concept – by developer
3. 2 turnkey ownership units – by developer
4. 2 U-build ownership homesites to be coordinated with campus concept – by town
5. Design to preserve as much buffer and open space as possible/feasible
6. Green community standards including sustainable and energy efficient construction, nitrogen reduction-enhanced septic design
7. Applicants from various AMI income levels up to 150%

Mr. Rossi said he wanted wording to include; Chilmark affiliated residence 70 %. Mr. Osnoss said we can will work on this and be prepared to discuss at town meeting.

Mr. Carroll said there will be a public hearing at the Select Board 4/19/22. And asked if Planning Board could have something ready for this meeting. Mr. Osnoss said we will work towards that.

Mr. Doty moved to approve Planning Board changes. Mr. Rossi seconded the motion.

SO VOTED: 3 Ayes

ATM Warrant - final Vote and call 7:00 PM ATM April 25 and ATE April 27:

Mr. Doty moved to call as presented. Mr. Rossi seconded the motion. **SO VOTED: 3 Ayes**

Joint meeting proposed to discuss SSA legislation: No discussion.

Chilmark Opioid Settlement - Signed and sent by Town Administrator March 29, 2022:

No discussion or action taken.

Executive Session to review prior executive session minutes:

Mr. Carroll proposed this be delegated to himself and Chairperson Malkin to work on. Mr. Doty moved this proposal. Mr. Rossi seconded the motion. **SO VOTED: 3 Ayes**

Allison C Parry joined meeting

At 6:30 PM Chairperson Malkin asked for a motion to adjourn. Mr. Doty moved, Mr. Rossi seconded. **SO VOTED: 3 Ayes meeting adjourned**

Minutes respectfully submitted by Diana DeBlase.

Approved 04/19/2022

Document list:

- Draft minutes from Select Board meetings on 3/15/22 & 3/28/22
- Menemsha Harbor security camera (draft) policy
- Sample signage to notify public of security cameras
- Film company proposal from Mr. Foster
- MV Fishermen's Preservation Trust request to hold Meet the Fleet event in Menemsha
- Beach Committee request to assist lifeguard employees with cost of recertification
- Proposed edits to ATM article 25
- Ma. State- Subdivision agreement for Statewide Opioid Settlement
- Draft ATM warrant with 30 articles
- Email from West Tisbury town administrator about having County manager host joint meeting about SSA legislative changes
- DEP 2030 solid waste master plan
- ZBA March decisions summary
- ZBA applications summary
- Menemsha Maintenance plan 2022