

**REVISED - DRAFT Chilmark Select Board September 20,2022 5:00 PM Meeting Minutes**

**Remotely Present:** Select Board: Chairperson James Malkin, Bill Rossi and Warren Doty. Others: Tim Carroll, Margaret Maida, Kathryn, Peter Cook, Isaiah Scheffer, Peter Neilley, Diana DeBlase, MV Times reporter George Brennan Gazette reporter Tom Humphrey and MVTV videographer

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

Minutes:

Draft minutes from 9/6/22 were reviewed. Mr. Doty moved to approve as written. Mr. Rossi seconded the motion. **SO VOTED: 3 Ayes**

MVC- L Durkee Presentation:

Mr. Carroll reported that Ms. Durkee called and asked to postpone to next meeting due to computer updates not loading.

Shellfish – October Bay Scallop & Oyster season regulations: Recommendations of the Shellfish Advisory Committee:

Shellfish Constable Scheffer said the Chilmark Shellfish Advisory Committee met Thursday in person, meeting went well. Constable Scheffer said the CSAC and he recommend the following:

Commercial Bay Scallop Season

Commercial harvest of bay scallops for all waters of Chilmark begins Monday November 14, 2022

- Commercial Fishing Days - Monday thru Friday (7:00 A.M. – 4:00 P.M.)
- Commercial Limit - Two (2) struck bushels per Day.
- Check in at Menemsha Harbor or Quitsa Bridge no later than 4:10 P.M.
- No dragging allowed in Muddy Cove

Recreational Bay Scallop Season -Family/ Recreational Season starts Monday October 10, 2022 (One half (1/2) bushel per week). No dragging allowed in Muddy Cove. Dip net only on Clam Point.

Commercial Oyster Season-Tisbury Great Pond

- Commercial Oyster Season - in Tisbury Great Pond begins February 27, 2022.
- Commercial Limit - 800 count limit per day.
- Commercial Fishing Days - Fishermen may harvest oysters only three (3) of the fishing days in a given week. Monday thru Friday (7:00 A.M.-4:00 P.M.)
- Communication to the Shellfish Constable of what days a commercial harvest takes place will be the responsibility of the permit holder. Acceptable communication is a text message or phone call.
- Check in at Old Coast Guard Station no later than 4:10 P.M.

Recreational Oyster Season-Tisbury Great Pond

- Family/ Recreational Oyster Season- in Tisbury Great Pond begins November 1, 2022.
- Family Limit- One Half (1/2) Bushels per Week.
- Oysters Season ends on March 31, 2022 unless otherwise posted

*Harbormaster Rossi joined meeting*

Chairperson Malkin asked Constable Scheffer about the health of shellfish and any concerns we should be aware of. Constable Scheffer said Tisbury Great Pond running into a lot of issues, pond is not healthy. Constable Scheffer said it needs more frequent openings.

*Joan Malkin & Jeffrey Maida joined meeting*

Constable Scheffer said Menemsha Pond is healthier, eel grass starting to come back. Nashua Quitsa eelgrass is not growing, muddy cove only place any is taking. Less green crab is good sign. Shellfish Constable said we need some dredging done in Chockers.

Mr. Doty said he was at the Shellfish Committee meeting. Mr. Doty reported there is a lot of brown scum in Tisbury Great Pond. No natural set but our propagation of oysters is working.

A concern some fishermen had is too many moorings in Nashaquitsa. Harbormaster and shellfish Constable will talk about this and have recommendations. Constable Scheffer said it is not just the number of boats but also the size and where they are located. The chains and mooring are bigger, and with the swinging the scallops, quahogs and eel grass are unable to grow there.

Shellfish committee appointed 3 people to talk with Harbormaster. Harbormaster confirmed they will meet Thursday and will come to Select Board with recommendation. Harbormaster said 200 is limit on moorings in Chilmark.

Chairperson Malkin said more pond openings could help health of ponds and widening of Chockers. Constable Scheffer said Chockers and Hariph's creek need dredging, and he plans to talk to Reed Silva at Vineyard Land Surveying for dredging permit applications. Harbormaster Rossi said in 2019 started submission for 7 spots to be dredged, but filing not completed yet. Chairperson Malkin directed Harbormaster Rossi to tie the 2 additional dredging's needed into the other dredging projects.

Mr. Doty moved to approve the recommended oyster and scallop season for commercial and recreational shellfishing. Mr. Rossi seconded the motion. **SO VOTED: 3 Ayes**

Peter Neilley - Review of Bulkhead and Dock replacement project:

Peter Neilley & Harbormaster Ryan Rossi were present for preparation for Special Town Meeting. Mr. Neilley said this next phase is design phase. Likely to be many opinions. Input from community and stake holders and couple design options and eventually making a decision. Mr. Neilley asked who will make decision. Mr. Neilley suggested might go with Harbor Advisory Committee with Select Board deciding but might want a broader scope of input. Committee should bring us to the options. Mr. Rossi said he would like to see all of the town involved.

*Barbara Armstrong joined meeting*

Review of Bulkhead and Dock replacement project continued...

Mr. Doty said Squibnocket needed change similar to what will need to be done in Menemsha commercial docks. Can't just rebuild wooden docks the way they are. Docks under water too often. Have public hearings for input prior to moving forward. Mr. Carroll said Peter Neilley needs to be part of this group. Jeffery Maida (chairperson of the Harbor Advisory Committee (HAC)) said it will be helpful to have input from Peter Neilley and others who have been involved. HAC are an advisory group, we can bring ideas to Select Board. Jeffery Maida said anyone can come to these meetings.

Chairperson Malkin said your guidance is to have your meetings and informational presentations to town. Harbormaster Rossi said twelve public meetings is the scope of work for phase 2. Chairperson Malkin recommended committee bring 2 options to Select Board. Stake holders input very important. Mr. Carroll recommended a Mission Statement goal ahead of time (before Special Town Meeting). It was decided that Peter Neilley, Warren Doty, Ryan Rossi and Jeffery Maida sit together and come up with plan and mission statement.

Chilmark School - report from Select Doty regarding student population, committee to discuss preschool and space needs:

Mr. Doty said this is an informal report. Oct 1 is the date we get figures from census. Mr. Doty said he toured building with principal Stevens. Mr. Doty said Robert Lionette, Susan Stevens, Richie Smith and himself will be looking at plans after we get the October 1 report. Mr. Doty said looks at this time that we more or less have stable number of kids in each class about 400 students in UIRSD.

Mr. Doty said consistent population of 70 students at Chilmark School, with 350 students at West Tisbury School. Mr. Doty said he is not sure school (Chilmark) needs additional room for grade school and another for preschool. More to talk about over months ahead.

MVRHS:

Mr. Doty said he will volunteer to be on the MVRHS Building Committee. Chairperson Malkin and Mr. Rossi both thanked Mr. Doty.

- Regional agreement DESSE have not returned to MVRHS school committee to be approved. New funding formula.
- State will give 38.975 % reimbursement
- What kind of project is wanted needs to be determined.
- Cost estimates could be from 80 to 200 Million dollars

School's legal opinion regarding new school formula for building project:

Chairperson Malkin said what is not inside of regional agreement is our request that when proposed budget goes over 2.5 % increase it needs to come to town meetings to be voted. Legal counsel said can't do that. Nancy Camponey school legal counsel said request is not legal. Chairperson Malkin said Towns can make an agreement of what they wish to see and vote on.

Comfort Station - Nitrogen Committee – Update:

Mr. Carroll said Chris Murphy at town meeting brought this up. Nitrogen will be talked about at a posted meeting 9/21/22 at 4:00PM in person at Chilmark town hall.

Mr. Carroll said the Comfort Station design and repairs is not intended for the agenda. Mr. Carroll said the Board of Health meets the same day via Zoom at 5:00 PM and will probably discuss the Comfort Station repairs or design.

Chairperson Malkin said the Harbormaster will manage the repairs to Comfort Station recommendations. Mr. Carroll (Town Administrator) said he would like to see plan. Mr. Carroll proposed he meet with Harbormaster Rossi and Seth Karlinsky to get scope of work.

Town Clerk:

Mr. Carroll screen shared the proposed Schedule for early voting to be held at 401 Middle Road Town Hall: *Saturday, October 22, 2022: 8AM-12PM No Hours On Sunday, October 23, 2022 Monday, Oct. 24, 2022, 1PM-4PM Tuesday, Oct. 25, 2022, 1PM-4PM Wednesday, Oct. 26, 2022, 1PM-4PM Thursday, Oct. 27, 2022, 1PM-4PM Friday, Oct. 28, 2022, 1PM-4PM Saturday, October 29, 2022: 9AM-12PM, 1PM-5PM No Hours On Sunday, October 30, 2022 Monday, Oct. 31, 2022, 1PM-4PM Tuesday, Nov. 1, 2022, 1PM-4PM Wednesday, Nov. 2, 2022, 1PM-4PM Thursday, Nov. 3, 2022, 1PM-4PM Friday, Nov. 4, 2022, 1PM-4PM*

Mr. Doty moved to approve the Early Voting schedule and location as presented. Mr. Rossi seconded the motion. **SO VOTED: 3 Ayes**

Republican party member needed to serve as Registrar of Voters:

Mr. Carroll said if anyone is available to please consider. *No action was taken at this time.*

HAC Chair Jeff Maida - memo on West Dock parking permits:

Jeff Maida said to be clear he sent this agenda item as a private citizen not the Chairperson of the HAC. Mr. Maida shared his concerns about lack of record keeping and who is allowed to get a parking permit to access West Dock.

Harbormaster Rossi said the question is how strict we want to be. Harbormaster Rossi said tracking going forward can easily be done. Chairman Malkin recommended the Harbormaster start with tracking.

CCC - award replacement generator to lowest quote:

Mr. Carroll said for the Chilmark Community Center generator replacement we received 2 quotes.

\$19,270 Willett

\$17,000 Steere

Mr. Rossi moved to award to lowest bidder. Mr. Doty seconded the motion. **SO VOTED: 3 Ayes**  
*Low bid awarded to Vineyard Generator - David Steere*

Nantucket invitation to MV for joint select boards meeting:

Mr. Carroll said Nantucket wants to have a dual-island Select Board meeting. Chairperson Malkin said yes, would like that. Mr. Carroll said the date proposed is Oct 18, 2022 at 4 PM via Zoom.

Nantucket invitation to MV for joint select boards meeting Continued...

Mr. Carroll said maybe our regular Select Board meeting can start at 6:00 PM that day. Mr. Doty moved to change regular meeting to 6:00 PM October 18 to allow for the dual-island select board meeting. Mr. Rossi seconded the motion. **SO VOTED: 3 Ayes**

COVID-19 Sick Leave Forgiveness policy – ending October 1, 2022:

Chairperson Malkin said he is interested in our COVID rate before we decide. Chairperson Malkin requested to table discussion or action till after the Board of Health meeting tomorrow.

Hunting Permission - Joe and Phoenix Rogers:

Mr. Carroll said Joseph & Phoenix Rogers request to hunt Chilmark Forest as they have in past years. Mr. Doty moved to approve hunting permission to both Joseph and Phoenix Rogers for Chilmark Forest. Mr. Rossi seconded the motion. **SO VOTED: 3 Ayes**

Town Administrator –Updates:

Mr. Carroll said Special Town Meeting is Monday September 26 at 7:00 PM. Mr. Carroll asked if Select Board want treasurer and accountant to attend this meeting. Mr. Doty said good have them present, Mr. Rossi and Chairperson Malkin agreed.

Mr. Carroll said as for sound system for STM we won't have technician but can set up beforehand. There was discussion about presentation and how to present Power Point. Chairperson Malkin recommended Mr. Carroll check projector to see if it works for this if not handouts will be fine.

Mr. Carroll said just so you are aware the quarterly gas testing at Tabor House Rd LDO will be this Thursday.

Items not anticipated at time of posting:

Mr. Carroll said Grey Barn has sent a request to have letter of support for the lease renewal with the Trustees. Mr. Doty said the Grey Barn Farm has been a very positive addition to Chilmark and is very popular to summer residents. Mr. Doty said he supports letter from Select Board to the Trustees. Chairperson Malkin said we don't know the negotiations. Select Board taking decision on something that is in negotiations might be problematic. Mr. Rossi said he agreed Grey Barn Farm is asset to town, endorse Grey Barn's activities are beneficial to town. Mr. Doty said don't know what to say, it would be stunning if they lost their lease with the Trustees.

Mr. Doty recommended endorsing their (Grey Barn Farm's) activities on the farm and would like to see their success. Mr. Doty would like to draft letter that did not mention lease or trustees in the letter. No action was taken at this time.

Chairperson Malkin said at next Select Board meeting (October 4, 2022) Bill Rossi will be taking the roll of Chairperson. Chairperson Malkin will become Clerk with Doty becoming vice chairperson.

At 6:23 with no further items for discussion Chairperson Malkin asked for motion to adjourn.  
Mr. Rossi moved and Mr. Doty seconded. **SO VOTED: 3 Ayes**

*Meeting adjourned*

Draft minutes respectfully submitted by Diana DeBlase.

Document list:

- Draft minutes from Select Board meeting held 9/6/2022
- Clerk's data about early voting
- Draft Early Voting schedule from Clerk
- MVRHS School's legal counsel opinion about MOA - Funding Agreement
- Letter from Jeffrey Maida outlining concerns about West Dock parking permits
- Shellfish committee recommended Commercial & recreational Scallop & Oyster season
- Minutes from Shellfish committee meeting held 9/15/2022