

Chilmark Board of Selectmen December 3, 2019 Meeting Minutes

Present: Chairman Warren Doty, Bill Rossi and James Malkin. Others: Tim Carroll, Joan Malkin, Judith Flanders, Fire Chief Jeremy Bradshaw, Police Chief Jonathan Klarén, Harbormaster Ryan Rossi, Chuck Hodgkinson, News reporters: Will Sennott and Rich Saltzberg and an MVTV videographer.

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

Chairman Doty said tonight we are using tablets instead of the paper agenda packets. Chairman Doty said he wanted to discuss a change in the regular meeting schedule. Chairman Doty said instead of December 17, 2019 we will hold our meeting Monday December 16, 2019 at 5:00 PM.

Chairman Doty said we will call a special Selectmen's meeting Wednesday December 11, 2019 at 11:00 AM to hear the report from the Public Safety Building Committee for the Fire Station and Ambulance Headquarters and to take action if needed.

Minutes:

Draft minutes from Selectmen's November 5, 2019 meeting were reviewed. Mr. Malkin moved to approve as written, Mr. Rossi seconded the motion. **SO VOTED: 2 Ayes, 1 not present** *Chairman Doty*

Draft minutes from Selectmen's November 19, 2019 meeting were reviewed. Mr. Malkin moved to approve as written, Mr. Rossi seconded the motion. **SO VOTED: 3 Ayes**

Fire Chief - Report:

Fire Chief Jeremy Bradshaw gave updates on the following items:

- Purchases made (and in the process) through funding warrant articles from the October 28, 2019 Special Town Meeting (STM).
- Training update for the department on the new OSHA requirements and the scheduling.
- Chief training is going great, have 6 more classes to complete by end of January 2020.
- Signed up to begin Associate degree in Firefighting starts in February, these will all be online classes

Chairman Doty asked Chief Bradshaw to review all old open warrant articles and report back on status.

Harbormaster - Report:

Harbormaster Ryan Rossi gave updates on the following items:

- Article 8 of STM 10/28/19 warrant- **\$80,000.00** to pay for the permitting of a whole harbor dredging plan for Menemsha Basin, and dredging of the Dutcher Dock & Transient Yacht Dock Northeast corner. The dredging permitting process is at Vineyard Land Surveying and is expected to take anywhere from 12 to 18 months to complete the process. The \$20,000 of the \$80,000 for the ongoing dredging will go out to for quotes in the spring.
- Article 7 of STM 10/28/19 warrant- **\$39,000.00** from the Waterways Improvement account to repair and replace the fresh water lines on the Transient Yacht Dock & West Dock, to insulate and sheetrock the Harbor Master's building at the bulkhead, and to purchase & install mooring ground tackle for the outside mooring field. This waterline repair project went out to 3 different vendors and we granted the work to Kurth & Sons Plumbing and we are hoping this will be completed before Christmas. Harbor shack has been gutted and seeking contractor to complete work of finishing the interior. Harbormaster Rossi said he expects this to cost less than \$5,000.00 and the job is to be started and finished this spring (2020). The mooring upgrades will be also a later in the season project and completed by this spring 2020.

Mr. Malkin recommended having the same person / company complete the dredging, pilings and moorings.

Harbormaster - Report Continued...

Chairman Doty asked Harbormaster Rossi to review all old open warrant articles and report back on their status.

Harbormaster Rossi said he has been in contact with Powers Electric and there was a miscommunication with Eversource to get the power shut off to complete the project (from an open warrant article). The communication has happened now and the power will be shut off this week, then this project will be completed within 2 weeks.

Firehouse & Ambulance/ Public Safety Building Committee - Update:

Bill Rossi who is the Chairman of this committee reported on this update.

- We have an Owners Project Manager contract with CHA / Daedalus to be approved tonight and signed. Mr. Carroll said this contract has been reviewed and approved by our town legal counsel
- Mr. Rossi said we received 6 proposals for both buildings architectural designs, the committee met this morning. Present at the meeting were himself (Bill Rossi), Jeremy Bradshaw, Tim Rich, and the OPM (CHA). 3 of the 6 applicants will be interviewed; Pacheco Ross, Galante Architecture Studio and Keenan & Kenny.

Chairman Doty asked for a motion to approve the OPM contract with CHA / Daedalus. Mr. Malkin reviewed the contract. Mr. Rossi moved to accept the contract agreement with CHA / Daedalus and sign it. Mr. Malkin seconded the motion. **SO VOTED: 3 Ayes**

Chairman Doty said tomorrow we (Chilmark) have a Special Election (tomorrow) December 4th starting at noon to 8:00 PM to vote on the debt exclusion for costs of some of the architectural design fees. Chairman Doty encouraged a yes vote so we can move forward with our project Public Safety Building projects.

Police Chief- Report:

Police Chief Jonathan Klarén presented this update:

- Purchase of a 2020 Chev Tahoe as a new police vehicle instead of the proposed Ford with an estimated cost totaling \$48,381.00 with a trade in agreement for 2010 Ford Explorer \$2,700.

Mr. Malkin moved to approve the trade in of the 2010 Ford / declaring it surplus goods. And approve the purchase of the 2020 Chev Tahoe. Mr. Rossi seconded the motion. **SO VOTED: 3 Ayes**

Chief Klarén said as you know the shotgun deer season started Dec 2, 2019 and he has received some complaints but they are working on that. There was discussion of the State hunting/fish warden and the lack of their presence on the island. Police Chief Klarén said they are here this week and that will be a help. Chief Klaren said there were some vehicle accidents due to the snow storm driving conditions but no one was seriously injured.

Chilmark Cemetery Commission - map and parcel 24-138 open to be used for human burial:

Judith Flanders a Cemetery Commissioner presented this item. Ms. Flanders said the Board of Health gave the Cemetery Commission approval to expand area at the Abel's Hill Cemetery. Selectmen received this update.

Joan Malkin - Reappointment as Selectmen's Representative on the MV Commission:

James Malkin recused himself from discussion or vote as Joan is his wife. Chairman Doty said we have received your letter requesting reappointment and asked if Ms. Malkin would like to say anything. Ms. Malkin said she spends a fair amount of her time working on the MV Commission and would like to continue to work on the Commission. Mr. Rossi thanked her for her work and that she is willing to continue to do so. Mr. Rossi moved to appoint Ms. Malkin to another year as Chilmark's Representative on the MVC. Chairman Doty seconded the motion. **SO VOTED: 2 Ayes, 1 Abstain James Malkin is spouse**

2014 Finance Policy - review & input:

Selectmen reviewed the policy. Mr. Carroll said he would like to bring in the separate debt, investment and the budget process into this policy. Chairman Doty recommended making these revisions for 2020 to strengthen our borrowing capability and keep our high AAA Bonding Rate. Chairman Doty said Tim Carroll will make these revisions and bring back to the Selectmen to approve. Mr. Carroll said he is waiting for solicitations from FinCom, Treasurer, Tax Collector and Accountant. Mr. Carroll said this will likely be an item during our budget hearings for FY21.

Chilmark Planning Board - Report about revision to Zoning Bylaw about Resident Home Site 6.9:

Mr. Carroll said the Planning Board is reporting back to you about the Resident Home Site Zoning Bylaw 6.9. The revision is to strike the minimum requirement of: not less than 1 acre. Mr. Carroll said the Planning Board still would review an application to see if it is suitable for the proposed area. Chairman Doty said for instance the Board of Health has space requirements for septic systems.

Mr. Malkin moved to receive this report / Bylaw amendment request and to put on the next Annual Town Meeting Warrant. Mr. Rossi seconded the motion. **SO VOTED: 3 Ayes**

Tri Town Ambulance - Proposal:

Chairman Doty said this agenda item is tabled to a later meeting as Chief Retmier informed him that he is not prepared to present this at this time.

Basin Road - Sidewalk easement:

Mr. Carroll said this easement was sent out to Selectmen last week and it is here before us tonight and hopefully approved by the other party. Mr. Carroll asked if the Selectmen would approve the 11/26/2019 version now so we can send back saying we are all set and ready to move forward. Mr. Malkin said he is ok with the easement but not ok with the legal fees that they want us to pay. Mr. Carroll said he sent a notice stating that the estimate at such a date was estimated at \$15,000.00 and we were ready to move forward but the additional delay and legal fees were not our plan. Mr. Carroll said he has yet to hear back from them (lawyers for other party). Mr. Malkin said they (legal fees) are now \$24,000.00.

Mr. Carroll said we have anonymous donors who were offering to pay up to \$45,000.00 for the project construction, and the \$15,000.00 was going to be tough to fit into our budget but this figure (\$24,000.00) is not part of our plan. Mr. Rossi said they are being very generous with the offer but the legal charges are unexpected. Chairman Doty said we don't want to seem ungrateful. Mr. Carroll said let's move forward with the easement and not comment on cost at this time.

Mr. Malkin moved to approve and sign the easement and agreement documents.

Mr. Rossi seconded the motion. **SO VOTED: 3 Ayes**

Lionette / Affordable Home site - Deed Rider:

Mr. Carroll said this is a document that needs approval and to be recorded and has been requested by the Housing Committee Chairman. Mr. Malkin asked if this was the same language as the last Deed Riders we approved. Mr. Carroll said the Housing Chair James Feiner said other than the name and location the language is the same.

Mr. Malkin moved to approve this Deed Rider. Mr. Rossi seconded the motion. **SO VOTED: 3 Ayes**
Chairman Doty said this affordable housing home site recipient has given hours and hours and years of service to the town and we are very appreciative of all his work. Selectmen spoke about all of the service that Robert Lionette has given the town of Chilmark and the Island as a representative on the Up Island Regional School Committee and the Martha's Vineyard Regional High School Committee.

Chairman Doty asked if there was anything else to come before the Selectmen for discussion tonight. Mr. Carroll said there is a letter from the MV Builders Association expressing concern about proposed revision to MVC's DRI checklist. And a letter submitted by Chris Murphy about his concerns about the Commercial Oyster Season. Chairman Doty said he would liaison with the Chilmark Shellfish Constable about Mr. Murphy's concerns.

Chairman Doty said on December 12th the Town Hall will have a visit from the Chilmark School students at 9:00 AM to learn about municipal government and what goes on in their town hall.

Mr. Rossi said he really likes not having paper agendas.

At 5:54 PM with no further items for discussion Chairman Doty moved to adjourn. Mr. Rossi seconded the motion. **SO VOTED: 3 Ayes**

Minutes respectfully submitted by Diana DeBlase

Approved 12/16/2019

Document list:

- Draft minutes from Selectmen's 11/5/2019 & 11/19/2019 meetings.
- Special Town Meeting 10/28/2019 warrant
- CHA Consulting, Inc (aka Daetalus) - short form agreement with Chilmark for Firehouse & EMS OPM contract
- Police Department Chev Tahoe 2020 vehicle purchase Estimate from CMG Colonial Municipal Group
- Copy of Chilmark's Financial Policies adopted in 2014 to review
- 3 documents from the Chilmark Planning Board about the proposed amendment to the Home site housing Zoning bylaw
- Chilmark Cemetery Commission notice to declare West Wings of Abel's Hill Cemetery map and parcel 24-138 to be used for human burial.
- Tri Town Ambulance retirement cost allocation proposal and FY21 draft budget
- Basin Road sidewalk easement agreement, letter of agreement and reimbursement for legal fees documents.
- Housing Committee submission of Lionette affordable home site Deed Rider to be approved by selectmen.
- Joan Malkin's request to be re-appointed as Chilmark Selectmen's representative on the Martha's Vineyard Commission.
- MV Builders Association expressing concern about proposed revision to MVC's DRI checklist
- ComCast price increase notice
- ZBA decisions for November 2019 meeting & agenda for December 2019 ZBA meeting
- Letter from Mr. Murphy about his concerns about commercial oyster season
- Cape Light Compact new pricing press release 11/27/19