

***Town of Chilmark***  
**ANNUAL TOWN MEETING**  
April 23, 2018

MODERATOR: Everett H. Poole  
TOWN CLERK: Jennifer L. Christy  
REGISTRARS: Susan M. Heilbron, Judy G.L. Mayhew, Laurisa D. Rich  
CONSTABLE: Marshall E. Carroll, III  
TELLERS: Katherine Lees Carroll, Robert Zeltzer

At the close of voter registration on April 3, 2018 there were nine hundred and ninety (990) registered voters in the Town of Chilmark. With one-hundred and forty eight (148) voters present at the Annual Town Meeting, 15% of the total number of registered voters, the Moderator called the meeting to order at 7:31 p.m., in the Chilmark Community Center at 520 South Road. Constable Marshall E. Carroll, III attested to the posting of the warrant.

The Moderator remembered Gregory Mayhew who passed away on April 11, 2018 and honored his past service as a Representative of the General Court. The Moderator called for the Town to observe a moment of silence. A moment of silence was observed.

**ARTICLE 1.** To elect the following officers on the Official Ballot:

One Member of the Board of Selectmen	for three years
One Member of the Board of Assessors	for three years
One Member of the Board of Health	for three years
One Trustee of the Public Library	for three years
Three Members of the Finance Advisory Committee	for three years
One Member of the Cemetery Commission	for three years
One Member of the Planning Board	for five years
One Fence Viewer	for three years
One Surveyor of Wood, Lumber and Bark	for three years
One Surveyor of Wood, Lumber and Bark	for one year
One Tree Warden	for one year
One Constable	for three years
One Member of the Martha's Vineyard Land Bank Commission	for three years

Question 1. Shall the Town of Chilmark be allowed to assess an additional **\$79,000** in real estate and personal property taxes for the purposes of funding the operating budget of the Tri Town Ambulance for the fiscal year beginning July 1, 2018? Yes No

Question 2. Shall the Town of Chilmark be allowed to assess an additional **\$35,000** in real estate and personal property taxes for the purposes of funding the operating budget of the Up Island Regional School District for the fiscal year beginning July 1, 2018? Yes No

Question 3. Shall the Town of Chilmark be allowed to assess an additional **\$9,184** in real estate and personal property taxes for the purposes of funding the CORE program under the supervision of the Up Island Council on Aging for the fiscal year beginning July 1, 2018? Yes No

Question 4. Shall the Town of Chilmark be allowed to assess an additional **\$5,453** in real estate and personal property taxes for the purposes of funding the Healthy Aging Task Force FIRST STOP for the fiscal year beginning July 1, 2018? Yes No

Question 5. Shall the Town of Chilmark be allowed to assess an additional **\$8,163** in real estate and personal property taxes for the purposes of funding the Healthy Aging Martha's Vineyard Task Force for planning, community building and advocacy work for all Island elders for the fiscal year beginning July 1, 2018? Yes No

Question 6. Shall the Town of Chilmark be allowed to assess an additional **\$5,740** in real estate and personal property taxes for the purposes of funding the Dukes County Substance Use Disorder prevention programs for the fiscal year beginning July 1, 2018? Yes No

Question 7. Shall the Town of Chilmark be allowed to assess an additional **\$6,264** in real estate and personal property taxes for the purposes of funding the Dukes County Social Services for the fiscal year beginning July 1, 2018? Yes No

Question 8. Shall the Town of Chilmark be allowed to assess an additional **\$22,332.76** in real estate and personal property taxes for the purposes of funding the Dukes County Regional Emergency Communication Center for the fiscal year beginning July 1, 2018? Yes No

*Article 1 was postponed by the Moderator until the Annual Town Election at the Chilmark Community Center at 12PM, Wednesday, April 25, 2018.*

**ARTICLE 2.** To hear the reports of the Town Officers and Committees and act thereon.

*The Moderator inquired if there were any reports from Town Officers or committees. There were no reports from Town Officers or Committees.*

**ARTICLE 3.** To see if the town will vote to raise such sums of money as will be necessary to defray town charges and to make the appropriations for the ensuing year, as printed under Departmental Budgets - Salaries and Expenses totals, provided that \$79,000 under the Tri Town Ambulance Budget (Dept 230), and \$35,000 under the Education Budget - Up Island Regional School District (Dept 300) shall be raised and appropriated only if a majority of voters casting ballots at the Annual Town Election to be held on April 25<sup>th</sup> 2018 vote in the affirmative to override Proposition 2½, and that the amount set forth under the Community Preservation Committee (Dept. 179) shall be funded from the Community Preservation FY2019 Budgeted Reserve Fund Balance.

Recommended by the Finance Advisory Committee - 5 Ayes - 0 Nays - 2 Not Present

*Read by the Moderator, moved and seconded. The Moderator read the total proposed fiscal year 2019 budget numbers for each department in the budget as printed in the Chilmark Annual Town Report for 2017. A voter called "check" on two items, Selectmen's Salaries and Comfort Station Expenses. The Article was moved and seconded. Selectman William Rossi stood and provided clarification on the amounts for each of the checked items. Mr. Rossi stated the Selectmen's Salaries line is proposed to be increased partially due to a new contract with the Town Administrator and the Comfort Station Expenses is proposed to be increased due to an increase in costs. The Article was brought to a vote. Article 3 was declared passed unanimously.*

**ARTICLE 4.** To see if the town will vote to raise and appropriate the sum of **\$5,000.00** and further appropriate the sum of \$5,000.00 to be received from the Chilmark Town Affairs Council, subject to receipt, which amounts are to be added to the maintenance account of the Chilmark Community Center.

Recommended by the Finance Advisory Committee - 6 Ayes - 0 Nays - 1 Not Present

*Read by the Moderator, moved and seconded. There was no discussion. The Moderator brought the Article to a vote.*

**Article 4 was passed unanimously.**

**ARTICLE 5.** To see if the town will vote to transfer from available funds in the treasury the sum of **\$40,000.00** for a Reserve Fund to be administered by the Finance Advisory Committee, for the fiscal year beginning July 1, 2018.

Recommended by the Finance Advisory Committee - 6 Ayes - 0 Nays - 1 Not Present

*Read by the Moderator, moved and seconded. There was no discussion. The Moderator brought the Article to a vote.*

**Article 5 was passed unanimously.**

**ARTICLE 6.** To see if the town will vote to raise and appropriate the sum of **\$10,000.00** to fund the Reserve Fund for the Future Payment of Accrued Liabilities for Compensated Absences.

Recommended by the Finance Advisory Committee - 6 Ayes - 0 Nays - 1 Not Present

*Read by the Moderator, moved and seconded. There was no discussion. The Moderator brought the Article to a vote.*

**Article 6 was passed unanimously.**

**ARTICLE 7.** To see if the town will vote to transfer from available funds in the treasury the sum of \$112,000.00 to the town's stabilizations funds as follows:

**\$25,000.00** to be placed in the General Stabilization Fund,

**\$25,000.00** to be placed in the Fire Department Stabilization Fund, with the intent that it be put towards the replacement costs for fire apparatus which is over twenty-five (25) years in age,

**\$12,000.00** to be placed in the Police Vehicle Stabilization Fund,

**\$50,000.00** to be placed in the Highway Stabilization Fund.

Recommended by the Finance Advisory Committee - 6 Ayes - 0 Nays - 1 Not Present

*Read by the Moderator, moved and seconded. There was no discussion. The Moderator brought the Article to a vote.*

**Article 7 was passed unanimously.**

**ARTICLE 8.** To see if the town will vote to raise and appropriate the sum of **\$16,760.00** to fund the Town's share of the administrative expenses of the All Island School Committee's contract for Adult and Community Education in Fiscal Year 2019.

Recommended by the Finance Advisory Committee - 6 Ayes - 0 Nays - 1 Not Present

*Read by the Moderator, moved and seconded. There was no discussion. The Moderator brought the Article to a vote.*

**Article 8 was passed unanimously.**

**ARTICLE 9.** To see if the town will vote to transfer from available funds in the treasury the sum of **\$2,400.00** to do tree trimming and maintenance work around town buildings.

Recommended by the Finance Advisory Committee - 6 Ayes - 0 Nays - 1 Not Present

*Read by the Moderator, moved and seconded. There was no discussion. The Moderator brought the Article to a vote.*

**Article 9 was passed unanimously.**

**ARTICLE 10.** To see if the town will vote to transfer from available funds in the treasury the sum of **\$24,000.00** to do roof work at the Town Hall.

Recommended by the Finance Advisory Committee - 6 Ayes - 0 Nays - 1 Not Present

*Read by the Moderator, moved and seconded. There was no discussion. The Moderator brought the Article to a vote.*

**Article 10 was passed unanimously.**

**ARTICLE 11.** To see if the town will vote to raise and appropriate the sum of **\$15,000.00** to replace the roofing on the North Road Fire Station.

Recommended by the Finance Advisory Committee - 6 Ayes - 0 Nays - 1 Not Present

*Read by the Moderator, moved and seconded. There was no discussion. The Moderator brought the Article to a vote.*

**Article 11 was passed unanimously.**

**ARTICLE 12.** To see if the town will vote to fund the road reconstruction of the Menemsha Hill Triangle, including the payment of costs incidental and related thereto, and to fund this project transfer **\$80,000.00** from MassDOT Chapter 90 Highway funds.

Recommended by the Finance Advisory Committee - 6 Ayes - 0 Nays - 1 Not Present

*Read by the Moderator, moved and seconded. There was no discussion. The Moderator brought the Article to a vote.*

**Article 12 was passed unanimously.**

**ARTICLE 13.** To see if the town will vote to transfer from available funds in the treasury the sum of **\$2,500.00** to re-shingle a section of the sidewall at the Menemsha Schoolhouse (Police Station), including the payment of costs incidental and relative thereto.

Recommended by the Finance Advisory Committee - 6 Ayes - 0 Nays - 1 Not Present

*Read by the Moderator, moved and seconded. There was no discussion. The Moderator brought the Article to a vote.*

**Article 13 was passed unanimously.**

**ARTICLE 14.** To see if the town will vote to raise and appropriate the sum of **\$9,184.00** to fund the CORE program under the supervision of the Up Island Council on Aging, provided that the amount set forth shall be raised and appropriated only if a majority of voters casting ballots at the Annual Town Election to be held on April 25<sup>th</sup> 2018 vote in the affirmative to override proposition 2½.

Recommended by the Finance Advisory Committee - 6 Ayes - 0 Nays - 1 Not Present

*Read by the Moderator, moved and seconded. There was no discussion. The Moderator brought the Article to a vote.*

**Article 14 was passed unanimously.**

**ARTICLE 15.** To see if the town will vote to raise and appropriate the sum of **\$5,453.00**, as the Town's proportionate share of the Fiscal Year 2019 cost to fund the **Healthy Aging Task Force FIRST STOP**, based on the "50/50" formula, provided that the amount set forth shall be raised and appropriated only if a majority of voters casting ballots at the Annual Town Election to be held on April 25<sup>th</sup> 2018 vote in the affirmative to override proposition 2½.

Recommended by the Finance Advisory Committee - 6 Ayes - 0 Nays - 1 Not Present

*Read by the Moderator, moved and seconded. There was no discussion. The Moderator brought the Article to a vote.*

**Article 15 was passed unanimously**

**ARTICLE 16.** To see if the town will vote to raise and appropriate the sum of **\$8,163.00**, as the Town's proportionate share of the Fiscal Year 2019 cost to fund the **Healthy Aging Martha's Vineyard Task Force for planning, community building and advocacy work for all Island elders**, based on the "50/50" formula, provided that the amount set forth shall be raised and appropriated only if a majority of voters casting ballots at the Annual Town Election to be held on April 25<sup>th</sup> 2018 vote in the affirmative to override proposition 2½.

Recommended by the Finance Advisory Committee - 6 Ayes - 0 Nays - 1 Not Present

*Read by the Moderator, moved and seconded. There was no discussion. The Moderator brought the Article to a vote.*

**Article 16 was passed unanimously.**

**ARTICLE 17.** To see if the town will vote to raise and appropriate the sum of **\$5,740.00**, as the Town's proportionate share of the Fiscal Year 2019 cost to fund the **Dukes County Substance Use Disorder prevention programs**, based on the "50/50" formula, provided that the amount set forth shall be raised and appropriated only if a majority of voters casting ballots at the Annual Town Election to be held on April 25<sup>th</sup> 2018 vote in the affirmative to override proposition 2½.

Recommended by the Finance Advisory Committee - 6 Ayes - 0 Nays - 1 Not Present

*Read by the Moderator, moved and seconded. There was no discussion. The Moderator brought the Article to a vote.*

**Article 17 was passed unanimously.**

**ARTICLE 18.** To see if the town will vote to raise and appropriate the sum of **\$6,264.00**, as the Town's proportionate share of the Fiscal Year 2019 cost to fund the **Dukes County Social Services**, based on the "50/50" formula, provided that the amount set forth shall be raised and appropriated only if a majority of voters casting ballots at the Annual Town Election to be held on April 25<sup>th</sup> 2018 vote in the affirmative to override proposition 2½.

Recommended by the Finance Advisory Committee - 6 Ayes - 0 Nays - 1 Not Present

*Read by the Moderator, moved and seconded. There was no discussion. The Moderator brought the Article to a vote.*

**Article 18 was passed unanimously.**

**ARTICLE 19.** To see if the Town of Chilmark will raise and appropriate or transfer from available funds Twenty-Two-Thousand-Three-Hundred-Thirty-Two-Dollars-And-Seventy-Six-Cents (\$22,332.76), or fifty per cent (50%) of the Town's proportionate share of the fiscal year 2019 cost of the Dukes County Regional Emergency Communication Center, based on the volume of dispatches, tied to call origin, for all of the Town's agencies.

**Submitted by petition of:** Laurence Clancy, Alexandra Broyard, Prescott Walsh, Marshall Carroll, Katie Carroll, Scott McDowell, Jennifer Burkin, Andy Italiano, Robert Young, Tracy Thorpe, Margaret Orlando, Fallon Aiello, Emily Day, & Betty Martin.

**NOT RECOMMENDED** by the Finance Advisory Committee - 6 Ayes - 0 Nays - 1 Not Present

*Read by the Moderator, moved and seconded. Selectman James Malkin was recognized, stood and moved to indefinitely postpone the article. The motion was seconded. The Moderator called for a vote to indefinitely postpone the article.*

**The Moderator stated the Article 19 is indefinitely postponed.**

**ARTICLE 20.** To see if the Town will vote to transfer from the General Stabilization account the sum of Two hundred twenty seven thousand five hundred dollars (**\$227,500**) to pay the Town's share of the Up-Island Regional School District's renovations of the heating and ventilation systems at the Chilmark School providing design, procurement, installation, project management, and any costs incidental and relative thereto. Provided however the other two member Towns of the District approve in their share of the total project costs of \$284,375.

Submitted by: Up-Island Regional School District

NOT RECOMMENDED by the Finance Advisory Committee - 5 Ayes - 0 Nays - 2 Not Present

*Read by the Moderator, moved and seconded. School Committee Member Robert Lionette was recognized, stood and stated that the concerns of the Finance Committee regarding the bid process and the use of possible left over funds had been addressed. Ms. Sarah Kuh was recognized and requested further clarification on the lack of recommendation of the Finance Committee. Committee member Robert Hannemann clarified the position of the Finance Committee and noted the two issues of concern were the bid process and the use of left over funds. Selectman Warren Doty was recognized and noted the island-wide need for school renovation and repair. Ms. Rebecca Haag was recognized and stood to inquire how the Town could move forward on important work to repair the school if there is a no vote on this article. Mr. Malkin was recognized and clarified that the Finance Committee's concerns had been resolved. The Moderator noted that this article required a 2/3rds vote. The Moderator called for a standing vote and asked all those in favor to please stand. Teller Katherine Carroll counted the voters standing. The Moderator stated 137 voters had stood in favor. The Moderator called for those opposed to please stand.*

***The Moderator declared Article 20 is carried, 137 in favor to 9 opposed.***

**ARTICLE 21.** To see if the Town will vote to transfer from the General Stabilization account the sum of two thousand eight hundred fifty-eight dollars (**\$2,858**) to pay the Town's share of the Up-Island Regional School District's Phase III upgrade of the fire alarm system at the West Tisbury School providing design, procurement, installation, project management, and any costs incidental and relative thereto. Provided however the other two member Towns of the District approve in their share of the total project cost of \$21,440.

Submitted by: Up-Island Regional School District

Recommended by the Finance Advisory Committee - 6 Ayes - 0 Nays - 1 Not Present

*Read by the Moderator, moved and seconded. There was no discussion. The Moderator brought the Article to a vote.*

***Article 21 was passed unanimously.***

**ARTICLE 22.** To see if the Town will vote to approve the establishment by the Martha's Vineyard Regional High School District of a Stabilization Fund to be known as the "MVRHS Capital Stabilization Fund" to provide a fund for expenditures for capital improvements within the Martha's Vineyard Regional High School District and for such other lawful purposes as provided by Massachusetts General Laws, c.71, §16G½ as it may be amended from time to time, or take any other action relative thereto.

NOT RECOMMENDED by the Finance Advisory Committee - 5 Ayes - 0 Nays - 2 Not Present

*Read by the Moderator, moved and seconded. Mr. Malkin was recognized and explained his opposition to the Article due to a lack of information of how the governance of the Stabilization Fund will be structured and how the monies would be distributed. Mr. Lionette stood and explained that the School Committee will be the governance body of the Stabilization Fund. Finance Committee member Adam deBettencourt was recognized and explained the Finance Committee's no vote on the Article was due to a lack of definition in the article. Ms. Mary Breslauer was recognized and asked if the Superintendent of Schools Matthew D'Andrea could be allowed to speak. The Moderator asked the Town if they would like to hear from the Superintendent. The Moderator heard from the Town and asked the Superintendent to speak. Mr. D'Andrea stood and described the repair needs of the high school and the reasoning behind the effort to establish a Stabilization Fund. He stated there is a large*

*amount of repairs and renovation that must be done and a Stabilization Fund would provide flexibility. More discussion occurred.*

*Ms. Deborah Dunn was recognized and made a motion to indefinitely postpone the article. The motion to indefinitely postpone was seconded. The Moderator called for all those in favor of indefinitely postponing the article to say aye. The Moderator called for all those opposed to say no. **The Moderator declared the motion to indefinitely postpone Article 22 is carried.***

**ARTICLE 23.** To see if the town will vote to appropriate \$41,000.00 to purchase a replacement boat for the harbor department, and to meet this appropriation transfer the sum of **\$35,000.00** from Waterways Improvement Fund and **\$6,000.00** from Article 6 of the Special Town meeting November 9, 2015.

Recommended by the Finance Advisory Committee - 6 Ayes - 0 Nays - 1 Not Present

*Read by the Moderator, moved and seconded. There was no discussion. The Moderator brought the Article to a vote.*

***Article 23 was passed unanimously.***

**ARTICLE 24.** To see if the town will vote to transfer the sum of **\$24,308.00** from Waterways Improvement Fund to pay for wood pilings in Menemsha Basin.

Recommended by the Finance Advisory Committee - 6 Ayes - 0 Nays - 1 Not Present

*Read by the Moderator, moved and seconded. There was no discussion. The Moderator brought the Article to a vote.*

***Article 24 was passed unanimously.***

**ARTICLE 25.** To see if the Town will vote to approve the following request of the Community Preservation Committee: To see if the Town will vote to reserve from the Community Preservation Fund FY 2019 estimated annual revenues up to the following amounts for community preservation projects: \$30,500.00 for the Reserve for Open Space; \$30,500.00 for the Community Preservation Reserve for Historic Resources; \$30,500.00 for the Community Preservation Reserve for Community Housing; and \$195,300.00 for the Community Preservation Budget Reserve.

NO ACTION taken by the Finance Advisory Committee - 5 Ayes - 0 Nays - 2 Not Present

*Read by the Moderator, moved and seconded. There was brief discussion. The Moderator brought the Article to a vote.*

***Article 25 was passed unanimously.***

**ARTICLE 26.** To see if the town will vote to approve the following request of the **Community Preservation Committee:**

To see if the Town will vote to appropriate from the fiscal year 2019 Community Preservation Reserve for Community Housing Fund the sum of **\$34,260.00** to the Island Housing Trust (IHT) as Chilmark's contribution to fund the construction of up to 20 affordable housing apartments at Keune's Way in Tisbury. To date Chilmark has contributed a total of \$65,550 toward this project in 2015 and 2016. If approved, the funds will not be released until a permanent affordable housing deed restriction on the land is filed with the deed at the Registry of Deeds.

NO ACTION taken by the Finance Advisory Committee - 5 Ayes - 0 Nays - 2 Not Present

*Read by the Moderator, moved and seconded. There was no discussion. The Moderator brought the Article to a vote.*

***Article 26 was passed unanimously.***

**ARTICLE 27.** To see if the town will vote to approve the following request of the **Community Preservation Committee:**

To see if the Town will vote to appropriate from the fiscal year 2019 Community Preservation Reserve for Open Space the sum of up to **\$70,550.00** for a Park & Recreation use. The Chilmark School will use the funds to rehabilitate the grammar school students' playground by installing a new 'Big Toy', a pre-school apparatus plus new climbing and spinning devices will also be installed. To fund this request **\$70,550.00** will be transferred from the Community Preservation Undesignated Fund to the Community Preservation Reserve for Open Space.

NO ACTION taken by the Finance Advisory Committee - 5 Ayes - 0 Nays - 2 Not Present

*Read by the Moderator, moved and seconded. Mr. Doty was recognized and explained the need for new playground equipment and urged a yes vote on the article. Mr. Doty also made a motion to amend the article to change the year from 2019 to 2018. The motion was seconded. There was no discussion. The Moderator brought the motion to amend the article to a vote. The Moderator declared the amendment to Article 27 passed unanimously. There was no more discussion. The Moderator brought the Article, as amended, to a vote.*

***The Moderator declared Article 27, as amended, was carried.***

**ARTICLE 28.** To see if the town will vote to transfer from available funds in the treasury the sum of **\$10,000.00** to fund portions of the Menemsha Traffic Plan by Bill Brewster and recommended by the Planning Board Master Plan subcommittee.

Recommended by the Finance Advisory Committee - 5 Ayes - 0 Nays - 2 Not Present

*Read by the Moderator, moved and seconded. There was no discussion. The Moderator brought the Article to a vote.*

***Article 28 was passed.***

**ARTICLE 29.** To see if the town would support changing the size of allowable guest houses in Chilmark to 1200 square feet from the existing allowable size of 800 square feet.

**Submitted by petition of:** James Langlois, Anne Palmer, Peter Cook, Wendy Weldon, Andy Palmer, Dinah Andrews, William Eddy, Clarissa Allen, Susan Heilbron, Andrew Goldman, Mitchell Posin, Nathaniel Posin, Kaila Posin, Susan Eddy, & Jane Kaplan.

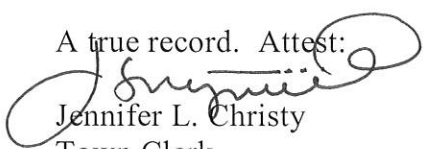
NO ACTION taken by the Finance Advisory Committee - 5 Ayes - 0 Nays - 2 Not Present

*Read by the Moderator, moved and seconded. Planning Board member and petitioner Peter Cook was recognized and stood to make a motion to indefinitely postpone the article. The motion was seconded. There was no other discussion. The Moderator brought the motion to indefinitely postpone Article 29 to a vote.*

***The motion to indefinitely postpone Article 29 was passed unanimously.***

The Moderator inquired if there was any more business to come before the Town Meeting. There was none. The Moderator declared the meeting adjourned, at 8:47PM, until 12:00 Noon on Wednesday, April 25, 2018.

A true record. Attest:

  
Jennifer L. Christy

Town Clerk

April 27, 2018